

8-6-2 REVOCATION AND MODIFICATION OF PERMITS.

A. Grounds for revocation or modification of a permit: The Board of County Commissioners may revoke or modify any conditional use permit granted in accordance with the terms of this Chapter for any one or more of the following reasons:

1. There was a material misrepresentation in the original application or hearing.
2. One or more of the terms or conditions upon which such permit was granted has been violated.
3. The use for which the permit was granted has become detrimental to the public health, safety, or welfare and such was not the condition at the time of approval.
4. The use conflicts with the most recent comprehensive plan.
5. The use violates a law.

B. Initiation of action: A hearing to revoke or modify a permit may be initiated by motion made by the Planning Commission or the Board of County Commissioners at the minimum five (5) year review mandated by Section B-13 of this Chapter, or on request of the Planning Administrator setting forth the grounds for revocation or modification.

C. Procedure: Any hearing to revoke or modify a permit shall be conducted in accordance with the public hearing process found in Sections 67-6509 and 67-6512 of the Idaho Code. The commission and board shall each hold a public hearing. The commission shall recommend modification or revocation or that no action be taken and the board shall modify, revoke, take no action or remand back to the commission.

D. Public hearing and notice: Public hearing and notice shall follow the same provisions as outlined in Sections B-4 – B-6 of this Chapter.