

SUMMARY STATEMENT

Burlile v. Board of County Commissioners of Payette County, Docket No. 41113

In an appeal from Payette County, the Idaho Supreme Court affirmed the district court's decision upholding a conditional rezone and development agreement that concerned Alternate Energy Holdings Inc.'s (AEHI) proposed nuclear power plant. The Supreme Court concluded that a conditional rezone from agriculture to industrial was valid because Payette County's comprehensive plan was not missing Idaho Code section 67-6508 components and the conditional rezone complied with the comprehensive plan and surrounding land uses. The Supreme Court further determined that the notice and hearing procedures followed by Payette County in revising AEHI's proposed development agreement and providing copies of these revisions to the public were adequate.