

## **SUMMARY STATEMENT**

*Arnold v. City of Stanley*, Docket No. 43868

In an appeal arising out of Custer County, the Idaho Supreme Court vacated the decision of the district court and remanded the petition for judicial review to the district court with instructions to dismiss. On appeal, Thomas and Rebecca Arnold (the “Arnolds”) argued that the Stanley City Council’s (the “Council”) denial of a building permit application was subject to judicial review under Idaho Code section 67-6521 (1)(d) and Stanley Municipal Code section 15.04.040.C. The Idaho Supreme Court held on appeal that neither Idaho Code section 67-6521 (1)(d), nor Stanley Municipal Code section 15.04.040.C authorized judicial review of the Council’s decision. Neither party was awarded attorney’s fees on appeal. Costs on appeal were awarded to the city of Stanley.