

SUMMARY STATEMENT

Reese v. City of Blackfoot

Docket No. 49590

This case addressed the standard for demonstrating prejudice to a substantial right under Idaho Code section 67-5279 of the Idaho Administrative Procedure Act. The Reeses and their neighbors (the Appellants, collectively, the “Reeses”) challenged the Blackfoot City Council’s decision to approve a Planned Unit Development (“PUD”) in a Residential Ranchette zoning district. The district court concluded, among other things, that the Reeses did not demonstrate prejudice to a substantial right and dismissed their petition for judicial review. The Reeses appealed. On appeal, the Idaho Supreme Court affirmed the decision of the district court because, as the district court concluded, the Reeses did not show the PUD would prejudice their substantial rights.

***** This summary constitutes no part of the opinion of the Court but has been prepared by court staff for the convenience of the public. *****