

**REXBURG, at BYU-IDAHO, THURSDAY, NOVEMBER 7, 2024, AT 8:50 A.M.**

**IN THE SUPREME COURT OF THE STATE OF IDAHO**

**DANIELLE MCINNES, an individual; )  
CORY and DEEANN CARTER, )  
husband and wife; NOAH and HEIDI )  
WASDEN, husband and wife; )  
WILLIAM and BETTY OLDHAM, )  
husband and wife; GLADE and )  
MARILYN WASDEN, husband )  
and wife; JAKE and MAKAYLIE )  
MASON, husband and wife; GLADE )  
and AUDRA MASON, husband and )  
wife; BRETT MASON, an individual; )  
MCKENNA MASON, an individual; )  
CODY and CASSIDY WALKER, )  
husband and wife; NOEL )  
GREENHALGH, an individual; GARY )  
and LARAE MACKAY, husband and )  
wife; BRAD and SUSAN DALLING, )  
husband and wife; ELLEN )  
REMYNGTON, an individual; VERN )  
and LARAE THURBER, husband )  
and wife; MATTHEW BALL, an )  
individual; FRANK and KAREN )  
JOHNSON, husband and wife; DEON )  
STAKER, an individual; KOLTON and )  
EMILY WILLIAMS, husband and wife; )  
DAN AND ATINA COATES, husband )  
and wife; DEREK ERICKSON, an )  
individual; TOM and JUNE )  
LOCKHART, husband and wife; )  
SHARON HOGG, an individual; )  
BRUCE and RITA ROSE, husband )  
and wife; NONA MCKENNA, an )  
individual; AMANDA WHETTEN, )  
an individual; JORY and MANDY )  
ZOLLINGER, husband and wife; )  
JEAN LEE, an individual; TENILLE )  
DALLING, an individual; NANCY )  
WALTON, an individual; BRENDEN )  
LOCKHART, an individual; PHILLIP )  
and CLAUDIA VAN WAGONER, )  
husband and wife; MADISON )**

Docket No. 50669

**MONASMITH, an individual;** )  
**JACK and LOUDENE DOVE,** )  
**husband and wife; ALAN and KAREN** )  
**BEAGLY, husband and wife; and J.B.** )  
**OLDHAM, an individual,** )  
) )  
**Petitioners-Appellants,** )  
) )  
v. )  
) )  
**MADISON COUNTY, IDAHO by and** )  
**through its duly elected Board of** )  
**Commissioners,** )  
) )  
**Respondent-Respondent on Appeal,** )  
) )  
**and** )  
) )  
**S&S ONE, LLC, an Idaho limited** )  
**liability Company; and** )  
**YELLOWSTONE SAFARI PARK, LLC,** )  
**an Idaho limited liability company,** )  
) )  
**Intervenors-Respondents.** )  


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Appeal from the District Court of the Seventh Judicial District of the State of Idaho, Madison County. Steven W Boyce, District Judge.

Randall Danskin, P.S., Spokane; Beard St. Clair Gaffney PA, Idaho Falls, attorneys for Appellants.

Hall Angell & Associates, L.L.P., Idaho Falls, attorneys for Respondent-Respondent on Appeal.

Parsons Behle & Latimer, Idaho Falls, attorneys for Intervenors-Respondents.

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McInnes appeals the dismissal of her petition for judicial review under the Local Land Use Planning Act (LLUPA). S&S One owns land in Madison County. Yellowstone Safari Park, its affiliated operating entity planned on operating a game ranch on the property where they would raise, breed, and exhibit several species of predatory animals. Neighbors of Yellowstone became concerned that the proposed use of the land was not permitted under the local zoning code. McInnes brought her concerns to the Madison County Commissioners who determined that the game ranch was a permitted use of the property.

McInnes and other residents of Madison County filed a petition for judicial review under LLUPA. Respondents, Madison County, and Intervenors, S&S One and Yellowstone Safari Park filed motions to dismiss, arguing that McInnes lacked standing because no final decision occurred that entitled her to seek judicial review under LLUPA. The district court agreed and dismissed the petition. McInnes appeals.