



Bonner County Planning Department

"Protecting property rights and enhancing property value"

1500 Highway 2, Suite 208, Sandpoint, Idaho 83864

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October 30, 2025

Larry & Cheerly Anton
PO Box 869
Rathdrum, ID 83858

Subject: File VS0003-24 – Vacation – Fairview Boulevard

Mr. & Mrs. Anton:

The Bonner County Commissioners at the October 22, 2025 public hearing denied the referenced petition.

Commissioner Williams moved to deny this petition, FILE #VS0003-25, to vacate a portion of Fairview Boulevard as identified in Appendix C of the Staff Report, based upon the following conclusions:

Conclusion 1

This proposal was reviewed for compliance with the vacation criteria and standards set forth at Idaho Code, 40-203.

Conclusion 2

Bonner County **has** received objections to the petition or application to vacate the described area.

Conclusion 3

The abandonment of the public right-of-way **is not** in the public interest.

Conclusion 4

The landowner or landowners abutting said right-of-way **may or may not** have access to his, her or their property from some other public street, public right-of-way or private road.

Conclusion 5

By granting this petition for vacation of public right of way, real property adjoining the subject highway or public right of way **may or may not** be left without access to an established highway or public right of way.

The decision is based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. Commissioner Williams further moved to adopt the findings of fact and conclusions of law as set forth in the Staff Report (or as amended during this meeting) and direct planning staff to draft written findings and conclusions of law to reflect this motion and transmit to all interested parties. This action does not result in a taking of private property. The action that could be taken, if any, to obtain the vacation is to:

- 1) File a new petition with the Planning Department and meet the standards required by Idaho Code; or
- 2) Pursue such remedies as may be applicable at Idaho Code, Title 40, Chapter 2.

Commissioner Korn seconded the motion.

Roll Call Vote:

Commissioner Korn	Aye
Commissioner Williams	Aye
Commissioner Domke	Aye

The motion passed.

Notice of public hearing mailed via regular U.S. mail for the hearing date of October 22, 2025:

Cost for mailing and legal advertisements

TOTAL DUE: \$182.57

Findings of Fact:

- The applicant is seeking to vacate a portion of Paul Street, a public right-of-way, which is adjacent to parcels RP0007200904A0A, RP0007200905A0A, RP00072009007AA, RP00072010004AA, and RP00072010007AA.
- The applicant is requesting to vacate approximately 2.50-acres of an existing Right-of-Way, per the legal description provided by the applicant.
- Based on materials submitted in this application, real property adjoining the area may or may not have access to an established highway or public right-of-way.
- Staff has received feedback from Bonner County Road & Bridge that opposed the proposed vacation.
- Staff has received public comments opposing the proposed vacation.
- Vacation of this right-of-way will not extinguish any rights-of-way or easements for the continued use of existing sewer, gas, water, or similar pipelines and appurtenances, or other underground facilities as defined in section 55-2202,

Idaho Code, for ditches or canals and appurtenances, and for electric, telephone and similar lines and appurtenances.

- Evidence in the record appears to show that this public right-of-way is not abandoned.
- Paul Street is a Bonner County-owned and maintained public right-of-way, per Road & Bridge and GIS data.
- The Board of County Commissioners determined that this petition is not in the interest of the public.

Please contact this department if you have any questions.

Sincerely,



Brian Domke, Chair
Bonner County Commissioners



Janna Brown <janna.brown@bonnercountyid.gov>

Staff Report VS0003-25

1 message

Bonner County Planning <planning@bonnercountyid.gov>

To: treefarmer@netzero.com

Cc: Daniel Britt <daniel.britt@bonnercountyid.gov>, Alexander Feyen <alexander.feyen@bonnercountyid.gov>, Jeannie Welter <jeannie.welter@bonnercountyid.gov>, Dylan Young <dylan.young@bonnercountyid.gov>

Please see the attached staff report for your records.
Any agency and public comments are also attached.

Please contact Daniel Britt if you have any questions.

**Thank you,
Janna Brown, Administrative Assistant III
Bonner County Planning Department
208-265-1458 ext - 1252**

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 **VS0003-25 Staff Report.pdf**
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