

**A RESOLUTION OF TETON COUNTY IDAHO; ADOPTING POLICIES FOR INCENTIVIZING PARTICIPATION IN THE AGRICULTURAL PROTECTION AREAS ORDINANCE; TO ALLOW FOR THE ESTABLISHMENT OF A FUND TO COMPENSATE ENROLLMENT COSTS AND OTHER INCENTIVES FOR WILLING LANDOWNERS TO FACILITATE THE PERPETUATION OF AGRICULTURAL USES AND ESTABLISHING AN EFFECTIVE DATE OF THIS RESOLUTION.**

A policy for incentivizing participation in the APA ordinance (# XX – 2025)

**WHEREAS**, Teton County in accordance with Idaho Statute Title 67 State Government and State Affairs, Chapter 97 Agricultural Protection Area Act, has subsequently prepared an amendment to develop policies regarding Agricultural Protection Areas;

**WHEREAS**, Teton County Board of County Commissioners adopted Resolution 2024-1209B which created the Agricultural Protection Commission, a five (5) member Commission.

**WHEREAS**, the appointed Agricultural Protection Commission, has recommended additional incentives outside of the specific provisions outlined in state statute.

NOW, THEREFORE, BE IT RESOLVED BY THE TETON COUNTY IDAHO BOARD OF COUNTY COMMISSIONERS

The Board of County Commissioners hereby establishes a voluntary fund to cover costs associated with enrollment in the Agricultural Protection Area program and with excess funds compensating certain participating landowners of priority properties according to a tiered system of ranking. Additionally certain lands in the APA would be exempted from *future* levies or bonds according to the following table.

| Tier   | Cover cost of fees to enroll | Compensate on a per acre basis | No <i>NEW</i> levies or bonds would apply while in the APA |
|--|------------------------------|--------------------------------|--|
| 1) 5- 79 acres, any level of residential development         | X                            | -                              | -  |
| 2) 80-119 acres and 120 + acres with residential development | X                            | X                              | -  |
| 3) 120 acres +, no residential use                           | X                            | X                              | X  |

Additionally:

Any land enrolled in the APA currently protected in Open Range will continue to be protected from the establishment of a herd district for the duration of enrollment.

If any future incentives are established for the APA they would also accrue to existing parcels enrolled in the APA, so as not to miss early adopters of the program.

Existing development rights are reserved including a primary residential dwelling and an accessory dwelling unit (ADU) with relevant square footage restrictions, to be reserved for each parcel added within the APA. (All other zoning and building permit requirement would apply to this limited residential development.)