


OFFICIAL BALLOT

A	BLAINE COUNTY	B	STATE OF IDAHO	C	NOVEMBER 8, 2011
<p>INSTRUCTIONS TO VOTER</p> <p>To vote, fill in the oval (●) next to the candidate of your choice.</p> <p>To vote a "Write-in", fill in the oval next to the blank write-in line and write the name of your choice on the blank write-in line.</p> <p>If you make a mistake, request a new ballot from an election worker.</p> <div style="text-align: center;">  </div>					
<p>CANDIDATES FOR CITY OF HAILEY</p>					
<p>FOR MAYOR FOUR Year Term (Vote for One)</p>					
<p><input type="radio"/> Geoffrey L. Moore</p> <p><input type="radio"/> Richard L. Davis</p> <p><input type="radio"/> Fritz X. Haemmerle</p> <p><input type="radio"/> Mark Johnstone</p> <p><input type="radio"/> _____</p> <p style="text-align: center;">(WRITE-IN)</p>					
<p>FOR COUNCIL SEAT NO. 3 FOUR Year Term (Vote for One)</p>					
<p><input type="radio"/> Carol P. Brown</p> <p><input type="radio"/> _____</p> <p style="text-align: center;">(WRITE-IN)</p>					
<p>FOR COUNCIL SEAT NO. 4 FOUR Year Term (Vote for One)</p>					
<p><input type="radio"/> Robert E. (Bob) Wiederrick</p> <p><input type="radio"/> Patrick Cooley</p> <p><input type="radio"/> Peter A. Lobb</p> <p><input type="radio"/> _____</p> <p style="text-align: center;">(WRITE-IN)</p>					
<p>VOTE BOTH SIDES</p>					
A	HAILEY 6	B	Typ:01 Seq:0005 Spl:01	C	

OFFICIAL STAMP BOX

D	E	F
<p>Hailey Plastic Bag Reduction Act</p> <p>Shall the City of Hailey adopt the Plastic Bag Reduction Act, as set forth below?</p> <p>BY THE VOTERS OF THE CITY OF HAILEY:</p> <p>AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, CREATING A NEW CHAPTER 5.40 OF THE HAILEY MUNICIPAL CODE TO REQUIRE CERTAIN CHECKOUT BAGS OFFERED BY RETAIL STORES TO BE REUSEABLE BAGS AND POST-CONSUMER RECYCLED PAPER BAGS AND TO PROVIDE AN INFRACTION PENALTY FOR A VIOLATION OF CHAPTER 5.40; BY PROVIDING FOR A SEVERABILITY CLAUSE; BY PROVIDING FOR A REPEALER CLAUSE; AND BY PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.</p> <p>WHEREAS, the citizens of Hailey desire to protect the environment, the economy and the health of its citizens and visitors;</p> <p>WHEREAS, the citizens of Hailey recognize that the use of plastic bags has a significant impact on the local environment of the City of Hailey, by contributing to littered streets, sidewalks and waterways, by clogging drainage systems and by endangering wildlife;</p> <p>WHEREAS, Americans currently consume 100 billion of the 500 billion-1 trillion bags used per year in which only 1-3% of plastic bags are recycled leaving 97-99% to become litter or end up in a landfill;</p> <p>WHEREAS, the use of post-consumer recycled paper bags lessens the impact on our local environment. 40% post-consumer recycled paper bags are used by local merchants, are readily purchased, and are comparable in cost to other paper bags;</p> <p>WHEREAS, it is in the best interest of the citizens of Hailey and our surrounding environment to ban the use of certain plastic bags and require 40% post-consumer recycled content for paper bags;</p> <p>WHEREAS, by banning certain plastic bags, the use of reuseable bags will be encouraged which will provide a sustainable convenience to shoppers and in addition can be used to educate residents, businesses and tourists about the impact of trash on our local and regional environmental health;</p> <p>WHEREAS, it is in the best interest of the citizens and visitors of Hailey to reduce the cost of solid waste disposal and transportation, and to protect our environment and our natural resources by finding ways to reduce the use of disposable plastic shopping bags and to require certain standards; and</p> <p>WHEREAS, the citizens of Hailey find that an ordinance banning plastic bags and requiring 40% post-consumer recycled content for paper bags should be adopted by initiative of the citizens of Hailey to promote the health, safety and general welfare of the citizens of Hailey.</p>	<p>WE, THE CITIZENS AND QUALIFIED ELECTORS OF THE CITY OF HAILEY, AMEND THE HAILEY MUNICIPAL CODE BY ADDING A NEW CHAPTER 5.40 AS FOLLOWS:</p> <p>Section 1. Title 5 of the Hailey Municipal Code is hereby amended by the addition of a new Chapter 5.40, as follows:</p> <p>Chapter 5.40</p> <p>PLASTIC BAG REDUCTION</p> <p>5.40.010 Purpose. It is the purpose of this chapter to promote the public health, safety and general welfare of the citizens of Hailey by reducing the impact on the environment, by reducing litter, and by saving costs associated with solid waste disposal. The purpose of this chapter is accomplished by banning the use of certain plastic bags for retail use, by requiring the use of post-consumer recycled paper bags, and by encouraging the use of reusable bags.</p> <p>5.40.020 Definitions. "Checkout Bags" shall, except as otherwise exempted herein, mean bags provided by a Retail Store to a customer at the point of sale for the purpose of transporting goods or merchandise out of the Retail Store. The following bags are exempted from the definition of "Checkout Bag":</p> <ol style="list-style-type: none"> 1. Bags used by consumers inside stores, including but not limited to restaurants, delis and bakeries, to: <ul style="list-style-type: none"> a. Package bulk items, such as fruit, vegetables, nuts, grains, candy, or small hardware items; b. Contain or wrap frozen foods, meats, or fish, whether prepackaged or not; c. Contain or wrap flowers, potted plants, or other items which require dampness or cold conditions; or d. Contain unwrapped prepared foods or bakery goods. 2. Bags provided by pharmacists to hold prescriptions drugs; 3. Newspaper bags, door-hanger bags, laundry dry cleaning bags, or bags sold in packages containing multiple bags intended for use as a garbage, pet waste, or yard waste bags; 4. Bags provided by the customer and not provided by the Retail Store. <p>"Post-Consumer Recycled Paper Bags" shall mean bags consisting of paper products which have been used and recycled for reuse and containing a minimum of 40% post-consumer recycled content.</p> <p>"Retail Store" shall mean any commercial business facility engaged in the sale of goods to consumers for ultimate consumption, including convenience stores but excluding restaurants.</p> <p>"Retail Store Owner" shall mean any individual, firm, partnership, limited liability company, corporation, joint venture, trust, association or other business entity who owns an interest in a Retail Store.</p>	<p>"Reusable Bags" shall mean those bags that are specifically designed and manufactured for multiple reuse and are either (1) made of cloth or other machine-washable fabric, and/or (2) made of durable recycled plastic that is at least 2.25 mils thick and is suitable for reuse.</p> <p>5.40.030 Permitted Checkout Bags at Retail Stores. All Retail Stores within the City of Hailey shall only provide the following as Checkout Bags to customers: Reusable Bags or Post-Consumer Recycled Paper Bags.</p> <p>5.40.040 Penalty. Every Retail Store Owner who violates Section 5.40.030 of this chapter shall be deemed guilty of an infraction and shall be subject to a penalty of fifty dollars (\$50.00) per violation, per day.</p> <p>Section 2. Severability Clause. If any section, paragraph, sentence or provision hereof or the application thereof to any particular circumstances shall ever be held invalid or unenforceable, such holding shall not affect the remainder hereof, which shall continue in full force and effect and applicable to all circumstances to which it may validly apply.</p> <p>Section 3. Repealer Clause. All ordinances or parts thereof in conflict herewith are hereby repealed and rescinded.</p> <p>Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval and publication according to law and starting at 12:01 a.m. on January 1, 2012.</p> <p><input type="radio"/> YES</p> <p><input type="radio"/> NO</p>