

Matthew A. Johnson
 Kelsy R. Briggs
 WHITE PETERSON GIGRAY
 & NICHOLS, P.A.
 5700 East Franklin Road, Suite 200
 Nampa, Idaho 83687
 Telephone: (208) 466-9272
 Facsimile: (208) 466-4405
 ISB No.: 7789, 11926
 Email: mjohnson@whitepeterson.com, kbriggs@whitepeterson.com

Attorneys for Petitioner Nampa Tourism Development Council

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF
 THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CANYON

In Re:)	CASE NO. _____
)	
THE NAMPA AUDITORIUM)	PETITION FOR APPROVAL TO
DISTRICT)	HOLD ELECTION TO CREATE
)	AUDITORIUM DISTRICT
)	PURSUANT TO IDAHO CODE
)	§ 67-4900 <i>et seq.</i>
)	
)	(Fee Category A: \$221.00)

COMES NOW the Petitioner, NAMPA TOURISM DEVELOPMENT COUNCIL, an unincorporated nonprofit association, by and through its undersigned counsel of record, and petitions this Court to set a hearing for the consideration of Petitioner’s compliance with the requirements for an election to organize and create an auditorium district.

PETITION

1. The name of the proposed district shall be the “Nampa Auditorium District.”
2. Population growth in the Nampa area has led to a need for additional auditorium facilities as well as expansion of existing facilities. The District intends to construct additional auditorium facilities as needed by market demand, including but not limited to additional exhibit halls and convention space, and anticipated expansion of existing auditorium facilities within the District boundaries. The District intends on improving existing facilities, such as the Ford Idaho Center and Nampa Civic Center, through additional structures and physical improvements such as meeting rooms and exhibit space, increasing attractiveness, and marketing events and activities. The District additionally may form or contract with a Convention and Visitors Bureau to implement a marketing program for District facilities to the economic benefit of area lodging and other businesses.
3. The estimated annual budget for the District is \$1,200,000. The costs for proposed facilities are estimated initially to be \$960,000 annually. The estimated annual cost of creating and maintaining an operations and marketing program for the facilities is \$240,000.
4. The District has no power or authority to levy or collect property taxes on any property within the district. The Board of the Nampa Auditorium District is authorized solely to levy a hotel/motel sales tax of not to exceed 5% of the receipts derived by hotels and motels within the District pursuant to Idaho Code § 67-4917B.
5. The boundaries of the proposed District are described in Exhibit A attached hereto and are also represented by the map attached as Exhibit B.
6. The undersigned are qualified electors who reside within the boundaries of the proposed District, and who are petitioning the Court to authorize an election to create the District, as allowed by Idaho Code § 67-4904.

WHEREFORE, Petitioner prays for an Order from this Court as follows:

1. That the Court set a day for hearing on the Petition, fixing the time and place for such hearing, to be not less than 20 days nor more than 40 days after this Petition is filed;
2. That the Clerk of the Court shall cause notice by publication to be made of the pendency of this Petition, in accordance with Idaho Code § 67-4902, 4906, and that the Clerk furthermore cause a copy of said notice to be mailed by U.S. registered mail to the Board of County Commissioners, Canyon County and to the governing body of the City of Nampa, Idaho in accordance with Idaho Code § 67-4906;
3. That the Court determine the amount of bond required of Petitioner and approve security thereon;
4. That the Court take all other action necessary under law to consider the Petition, and to direct that the question of the organization of the District to be submitted to the qualified electors of the District.

DATED this ____ day of _____, 2023.

Matthew A. Johnson
*Attorney for Petitioner Nampa Tourism and
Development Council*

EXHIBIT A

The Nampa Auditorium District's proposed eastern boundary begins on McDermott Rd., approximately 2700 feet north of the McDermott Rd. and Victory Rd. intersection. It follows McDermott Rd. north to the intersection of McDermott Rd. & Ustick Rd., where the boundary turns west until meeting N. Can-Ada Rd. At the intersection of N. Can-Ada Rd. & McDermott Rd., the boundary turns north up N. Can-Ada Rd. until it meets the Boise River.

The northern boundary follows the Boise River west until it meets Midland Blvd., at which point it turns south and continues south until meeting Ustick Rd. At the intersection of Midland Blvd. & Ustick Rd., the boundary turns west, then turning south on Santa Ana Ave., then turning west onto Laster St., and then South again on Middleton Rd. until turning northwest on Nampa-Caldwell Blvd. The boundary continues northwest on Nampa-Caldwell Blvd. until it meets E. Homedale Rd., continuing west on E. Homedale Rd. until turning south on Lake Ave.

The western boundary follows Lake Ave. south until the intersection of Lake Ave. & Orchard Ave., where the boundary proceeds east on Orchard Ave. until turning south on Midland Blvd. After following Midland Blvd. south until Davis Ave., the line travels east on Davis Ave. until turning south and then southeast on 7th St., then southwest on 12th Ave. S. until turning southeast on 12 St. S., and then east on Roosevelt Ave. After continuing east on Roosevelt Ave., the boundary line turns south on Powerline Rd., following Powerline Rd. until turning east on Greenhurst Rd.

The southern boundary follows Greenhurst Rd. east until S. Happy Valley Rd., continuing north on S. Happy Valley Rd., then turning east on E. Amity Ave., and then north on S. Robinson Blvd. The boundary follows S. Robinson Blvd. north until, approximately 2000 feet south of the S. Robinson Blvd. and Victory Rd. intersection, the boundary then turns east, off of main city roads, for approximately 1100 feet before turning north, traveling past Victory Rd. The boundary continues north until, approximately 2500 feet north of Victory Rd., the boundary turns east, continuing until McDermott Rd., which completes the Auditorium District's proposed district boundary.

