

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 10/09/09 11:11 AM
DEPUTY Bonnie Oberbillig
RECORDED - REQUEST OF
Kuna City

AMOUNT .00 4



ORDINANCE NO. 2009-21

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY, NOW KNOWN AS PARCEL NUMBER S1301347050; COLUMBIA ROAD BETWEEN LINDER AND MERIDIAN ROADS, MERIDIAN, IDAHO, SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO, AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, TO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Kuna, Idaho is a municipal corporation organized and operating under the laws of the State of Idaho and is authorized to annex to and incorporate within the boundaries of the City's contiguous real property in the manner provided by Section §50-222, Idaho Code; and

WHEREAS, RUSSELL C. DURRANT, owner of the parcel of real property situate in the unincorporated area of Ada County and particularly described in Section 2 of this ordinance has requested, in writing, annexation of said real property to the City of Kuna; and

WHEREAS, the Planning and Zoning Commission of the City, pursuant to public notice as required by Section §67-6525, Idaho Code, held a public hearing on March 28, 2006, where it was recommended to the Mayor and Council that the annexation and zoning request be approved with a zoning classification of A, Agricultural; and

WHEREAS, the Kuna City Council, pursuant to public notice as required by law, held a public hearing on April 18, 2006 on the proposed annexation and zoning for the real property described in Section 2 below, as required by Section §67-6525, Idaho Code, made findings and determined that the requested annexation should be granted with the zoning classification of A, Agricultural; and

WHEREAS, the zoning classification of A, Agricultural is appropriate to meet the requirements of the Kuna City Code and should be granted,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KUNA, IDAHO, as follows:

Section 1: The Kuna City Council hereby finds and declares that the real property described below is contiguous to the City, that said property can be reasonably assumed to be used for the orderly development of the City, and that the owners of said property have requested, in writing, annexation thereof to the City.

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Section 2: The real property, all situated in Ada County, Idaho, adjacent and contiguous to the City, commonly known as Parcel Number S1301347050; S. Columbia Road, Meridian, Idaho and more particularly described in "Exhibit A"- Legal Description and "Exhibit B"- Site Map, attached hereto and incorporated herein by reference as if fully set forth below, is annexed to and incorporated in the incorporated territorial limits of the City of Kuna, Idaho.

Section 3: From and after the effective date of this Ordinance, all property and persons within the boundaries and territory described above shall be subject to all ordinances, resolutions, police regulations, taxation, and other powers of the City of Kuna.

Section 4: The zoning land use classification of the land described in Section 2 above is hereby established as A, Agricultural, as provided by the Zoning Ordinance of the City. The Comprehensive Plan and Zoning Map of the City are hereby amended to include the real property described in Section 2 above in the Agricultural zoning land use classification.

Section 5: The City Clerk is hereby directed to file, within ten (10) days of passage and approval of this Ordinance, a certified copy of this Ordinance with the offices of the Auditor, Treasurer, and Assessor of Ada County, Idaho, and with the Idaho State Tax commission, Boise, Idaho, as required by Section §50-223, Idaho Code, and to comply with the provisions of Section §63-215, Idaho Code, with regard to the preparation and filing of a map and legal description of the real property annexed by this Ordinance.

Section 6: This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law. In lieu of publication of the entire ordinance, a summary thereof in compliance with Section §50-901A, Idaho Code, may be published.

Adopted this 6th day of October, 2009 by the City Council of the City of Kuna.

CITY OF KUNA
Ada County, Idaho

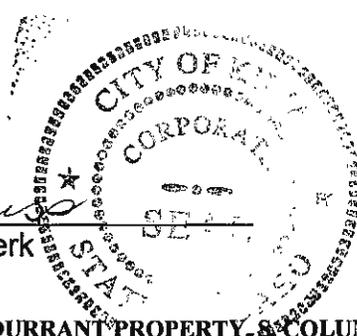
Ray

J. Scott Dowdy, Mayor

ATTEST:

Lynda Burgess

Lynda Burgess, City Clerk



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A parcel of land located in the SE 1/4 of the SW 1/4 of Section 1, T.2N., R.1W., B.M., Ada County, Idaho, more particularly described as follows: Commencing at the 1/4 corner common to Section 12 and the said Section 1, from which the Southwest corner of said Section 1 bears North 89°32'42" West, 2640.54 feet; Thence along the North-South mid-section line North 00°21'55" East, 222.45 feet to the REAL POINT OF BEGINNING.

Thence North 74°51'42" West, 89.31 feet;

Thence North 87°09'42" West, 125.19 feet;

Thence 38.68 feet along the arc of a curve to the right, having a radius of 44.30 feet, a central angle of 50°01'30", and a long chord bearing North 62°08'57" West, 37.46 feet;

Thence North 37°08'12" West, 279.26 feet;

Thence South 38°34'48" West, 12.07 feet to a point in the center of the Mason Creek Feeder Ditch;

Thence along said ditch the following courses and distances:

North 32°56'16" West, 41.13 feet;

North 24°37'30" West, 78.89 feet;

North 21°39'35" West, 44.63 feet;

North 27°12'47" West, 47.62 feet;

North 17°42'08" West, 79.89 feet;

North 16°06'01" West, 74.70 feet;

North 06°18'31" West, 80.82 feet;

North 03°58'22" West, 80.04 feet;

North 10°11'33" West, 89.97 feet;

North 09°35'59" West, 50.61 feet;

North 03°44'28" West, 35.56 feet;

North 12°24'16" West, 69.49 feet;

Thence 69.92 feet along the arc of a curve to the left, having a radius of 143.00 feet, a central angle of 28°00'58", and a long chord bearing North 26°24'48" West, 69.23 feet;

Thence departing said ditch North 89°55'47" East, 652.59 feet to a point on said North-South mid-section line;

Thence along said line South 00°21'55" West, 1062.96 feet to the Point of Beginning. Containing 11.96 acres, more or less.

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TECHNICAL SUPPORT

**ORDINANCE 2009-21
EXHIBIT B**

W. ARISTOCRAT DR

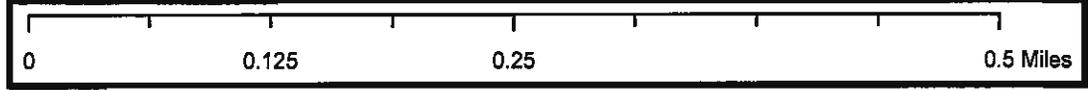
**SUBJECT
PROPERTY**

W. COLUMBIA RD

S. OBADIAH LN

S. ROCKY MOUNTAIN

S. CHUG



PL