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ORDINANCE NO. 3354
COUNCIL BILL NO. 09-1007

AN ORDINANCE ANNEXING TO AND DECLARING TO BE A PART OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, SPECIFICALLY DESCRIBED PORTIONS OF SECTIONS 11 AND 14, TOWNSHIP 50, NORTH, RANGE 4W, BOISE MERIDIAN; ZONING SUCH SPECIFICALLY DESCRIBED PROPERTY HEREBY ANNEXED; CHANGING THE ZONING MAPS OF THE CITY OF COEUR D'ALENE; AMENDING SECTION 1.16.170, COEUR D'ALENE MUNICIPAL CODE, BY DECLARING SUCH PROPERTY TO BE A PART OF PRECINCT #51; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

WHEREAS, after public hearing, the City Council finds it to be in the best interests of the City of Coeur d'Alene and the citizens thereof that said property be annexed; NOW, THEREFORE,

BE IT ORDAINED, by the Mayor and City Council of the City of Coeur d'Alene, Kootenai County, Idaho:

SECTION 1. That the property as set forth in Exhibit "A", attached hereto and incorporated herein, contiguous and adjacent to the City of Coeur d'Alene, Kootenai County, Idaho, be and the same is hereby annexed to and declared to be a part of the City of Coeur d'Alene, Kootenai County, Idaho, and the same is hereby zoned as City R-1 (Residential at 1unit/acre).

SECTION 2. That the Zoning Act of the City of Coeur d'Alene, known as Ordinance No. 1691, Ordinances of the City of Coeur d'Alene, be and the same is hereby amended as set forth in the preceding section hereof.

SECTION 3. That the Planning Director be and he is hereby instructed to make such change and amendment on the three (3) official Zoning Maps of the City of Coeur d'Alene.

SECTION 4. That the above described property be and the same is hereby declared to be and shall be a part of Precinct #51, and that Section 1.16.170, Coeur d'Alene Municipal Code, be and the same is hereby amended to include the herein annexed property within the described boundaries of Precinct #51.

SECTION 5. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

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SECTION 6. After its passage and adoption, a summary of this Ordinance, under the provisions of the Idaho Code, shall be published once in the official newspaper of the City of Coeur d'Alene, and upon such publication shall be in full force and effect.

Passed under suspension of rules upon which a roll call vote was duly taken and duly enacted an ordinance of the City of Coeur d'Alene at a regular session of the City Council, January 17 2009.

APPROVED by the Mayor this 17th day of February, 2009.

Sandi Bloem
Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers
Susan K. Weathers, CMC
City Clerk



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ANNEXATION DESCRIPTION
3-06-09

Portions of Government Lot 23, Section 11, Township 50 North, Range 4 West, B.M. and Government Lot 4, Section 14, Township 50 North, Range 4 West, B.M., Kootenai County, Idaho, shown as parcel 2 on Record of Survey, Book 14, Page 104 and 104a, more particularly described as follows: (the Basis of Bearing being the west line of said Section 14 per the City of Coeur d' Alene NAD83, 1992 adjustment datum. rotate the said Record of Survey 0°04'00" counter clockwise to match)

Commencing at the northwest corner of said Section 14; Thence along the west line of said Section 14, S 1°01'27" W, 246.02 feet; Thence leaving the said west line, N 89°26'57" E, 50.00 feet to the southwesterly corner of Lot 12 of the plat of Rivercal, Book D, Page 196, Records of Kootenai County and the True Point of Beginning for this description; Thence along the southerly boundary line of said Lot 12, N 89°26'57" E, 108.50 feet to the easterly boundary line of the said plat of Rivercal; Thence along the said easterly boundary line, N 23°26'57" E, 555.00 feet to the Spokane River; Thence leaving the said boundary line of the plat of Rivercal along the said Spokane River the following courses:

S 48°31'14" E, 80.81 feet; Thence S 50°55'23" E, 167.88 feet; Thence S 41°45'56" E, 41.75 feet; Thence leaving the said Spokane River, S 28°58'00" W, 200.00 feet; Thence S 40°29'40" E, 212.38 feet to the northwesterly bank of the old canal and the existing boundary line of the City of Coeur d'Alene; Thence along the said northwesterly bank of the old canal and the said existing boundary line of the City of Coeur d'Alene the following courses: S 28°52'16" W, 598.93 feet; Thence S 46°24'56" W, 75.03 feet; Thence S 36°25'31" W, 67.58 feet to the northeasterly corner of Lot 24 of the plat of Aqua Terrace, Book D, Page 156, Records of Kootenai County; Thence leaving the said northwesterly bank of the old canal and the said existing boundary line of the City of Coeur d'Alene along the northerly boundary line of said Lot 24, S 83°19'04" W, 198.95 feet to the easterly right-of-way line of Fairmont Loop; Thence leaving the said northerly boundary line of Lot 24 along the said easterly right-of-way line N 17°05'26" W, 63.58 feet to the easterly right-of-way line of South Canal Street; Thence along the said easterly right-of-way line of South Canal Street, N 01°01'27" E, 336.33 feet; Thence leaving the said easterly right-of-way line of South Canal Street, N 89°27'27" E, 134.57 feet to the westerly bank of the new canal; Thence along the said westerly bank of the new canal, N 03°20'45" W, 73.81 feet; Thence N 00°44'57" E, 116.24 feet; Thence leaving the said westerly bank of the new canal, S 89°32'54" W, 128.40 feet to the said easterly right-of-way line of South Canal Street; Thence along the said easterly right-of-way line of South Canal Street, N 01°01'27" E, 83.35 feet to the True Point of Beginning; containing approximately 8.830 acres, more or less.

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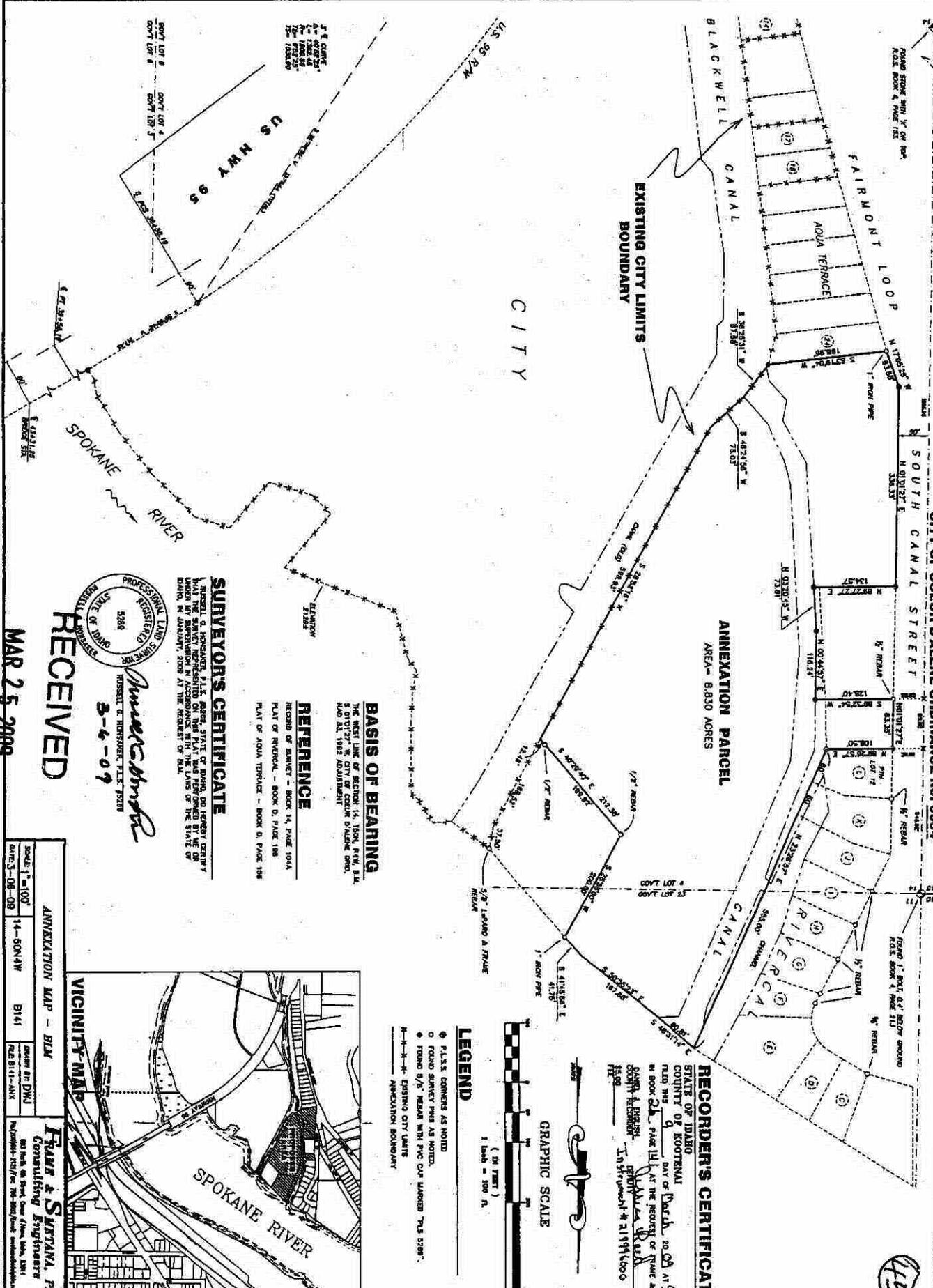
BASIS OF BEARING
S 0°10'37" W 2891.46 (4)

A PORTION OF GOVERNMENT LOT 4 IN NW 1/4 SEC 14, T40N, R4W, B.M. AND A PORTION OF GOVERNMENT LOT 23 IN SW 1/4 SEC 11, T30N, R4W, B.M., ALL IN KOOTENAI COUNTY, IDAHO
CITY OF COEUR D'ALENE ORDINANCE NO. 3394

CONFORM COPY

BOOK 26, PAGE 191
INST. No. 2191961000

ANNEXATION MAP



ANNEXATION PARCEL
AREA - 8.830 ACRES

RECORDERS CERTIFICATE

STATE OF IDAHO
COUNTY OF KOOTENAI
I, _____, County Clerk, do hereby certify that this _____ day of _____, 2009, at _____ A.M. in Book 26, Page 191, of the Recorder of Deeds & Sheriffs County Records, I have recorded the foregoing instrument.



LEGEND

- P.L.S. CORNERS AS NOTED
- FOUND SURVEY PINS AS NOTED
- FOUND 5/8" MEAS. WITH PVC CAP MARKED "73 5288"
- EXISTING CITY LIMITS
- - - ANNEXATION BOUNDARY

BASIS OF BEARING
THE WEST LINE OF SECTION 14, T30N, R4W, B.M. HAS BEEN FOUND TO BE THE SAME AS THE WEST LINE OF SECTION 14, T30N, R4W, B.M. AS SHOWN ON THE PLAT OF THE ANNEXATION PARCEL.

REFERENCE

- RECORD OF SURVEY - BOOK 14, PAGE 1004
- PLAT OF RIVERCANA - BOOK 0, PAGE 188
- PLAT OF AQUA TERRACE - BOOK 0, PAGE 188

SURVEYOR'S CERTIFICATE

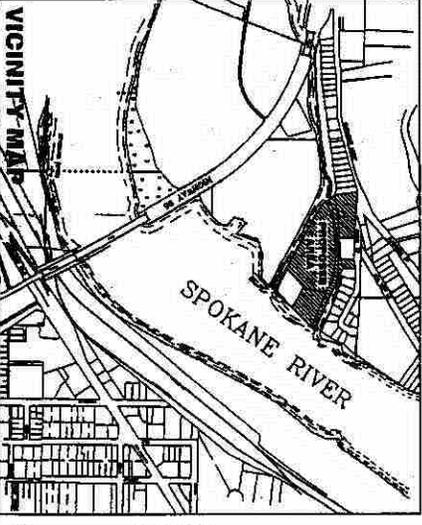
I, _____, a duly licensed Professional Land Surveyor in the State of Idaho, do hereby certify that the survey represented on this plat was performed by me or under my supervision in accordance with the laws of the State of Idaho, in January, 2009 at the request of B.L.



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VICINITY MAP



ANNEXATION MAP - BILL
SCALE 1"=100'
DATE 3-08-09 14-60N4W B141
OWNER PER DWL
PLAT B111-AW

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FAIR & SUTTAN, PA
Consulting Engineers

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C E R T I F I C A T E

STATE OF IDAHO)
) **ss.**
County of Kootenai)

I, Susan K. Weathers, do hereby certify that I am the duly appointed City Clerk and official keeper of the records for the City of Coeur d'Alene, County of Kootenai, State of Idaho, and that the foregoing is a true and correct copy of Ordinance No. 3354, a summary of which was published on February 25, 2009 in the Coeur d'Alene Press, a newspaper of general circulation, and as it appears on record in the Office of the City Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said City this 18th day of March 2009.

Susan K. Weathers
City Clerk



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