



CITY OF GREENLEAF

20523 North Whittier Drive
Greenleaf, Idaho 83626



OFFICIAL COPY

ORDINANCE NO. 236

APR 22 2010

(70-acre waste-water treatment site annexation) **GREENLEAF CITY HALL**

Sponsored by: Steve Jett

By *Robert Jett*

AN ORDINANCE OF THE CITY OF GREENLEAF, CANYON COUNTY, STATE OF IDAHO, FINDING THAT CERTAIN LAND LIES CONTIGUOUS OR ADJACENT TO THE CITY LIMITS OF THE CITY OF GREENLEAF; FINDING THAT THE OWNER HAS MADE A REQUEST FOR ANNEXATION; ANNEXING SAID LAND TO THE CITY OF GREENLEAF ZONED INDUSTRIAL (I); DECLARING THAT SAID LAND, AS DESCRIBED BY PROPER LEGAL DESCRIPTION, BE A PART OF THE CITY OF GREENLEAF; REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HERewith; DIRECTING THE CITY ENGINEER TO ADD SAID PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF GREENLEAF, IDAHO; DIRECTING THE CLERK OF THE CITY OF GREENLEAF TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA TO BE ANNEXED WITH THE CANYON COUNTY RECORDER, AUDITOR, TREASURER AND ASSESSOR, AND THE STATE TAX COMMISSION OF THE STATE OF IDAHO, PURSUANT TO IDAHO CODE SECTION 50-223 AND 63-2215; DIRECTING THE CLERK OF THE CITY OF GREENLEAF TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA WITH IDAHO POWER (FRANCHISEE), INTERMOUNTAIN GAS (FRANCHISEE), CABLEONE (FRANCHISEE), WESTOWNS DISPOSAL (CONTRACT WASTE DISPOSAL SERVICES PROVIDER), THE CITY OF WILDER (CONTRACT POLICE SERVICE PROVIDER) AND THE CALDWELL RURAL FIRE PROTECTION DISTRICT (FIRE SERVICE PROVIDER), AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City is authorized by Idaho Code § 50-222 to annex land into the city limits; and

WHEREAS, The City of Greenleaf has submitted an application requesting a category A annexation,

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Greenleaf, Canyon County, Idaho as follows:

Section 1: Findings:

- A. That the land described with the legal description in Exhibit A, attached hereto and made a part hereof, is contiguous and adjacent to the City of Greenleaf, Idaho.
- B. The City of Greenleaf has received a written request from the City of Greenleaf for annexation to the city.

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CITY OF GREENLEAF

20523 North Whittier Drive
Greenleaf, Idaho 83626



Section 3: That the real property described in Exhibit A be, and the same is hereby annexed and made a part of, the City of Greenleaf, Canyon County, Idaho.

Section 4: That the real property herein by this ordinance annexed to the City of Greenleaf and as described in Exhibit A shall be zoned Industrial (I)

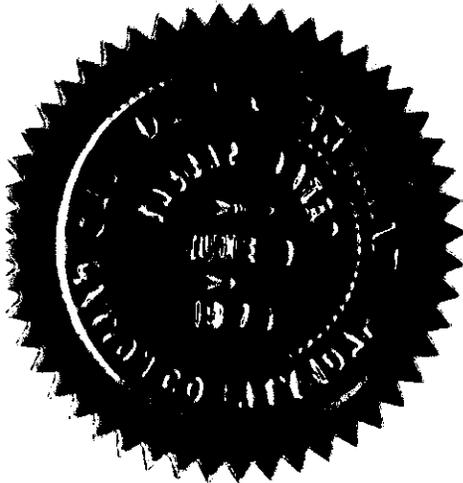
Section 5: The City Engineer is hereby directed to alter all use and area maps as well as the official zoning map, comprehensive plan future land use planning map, and all official maps depicting the boundaries of the City of Greenleaf in accordance with this ordinance.

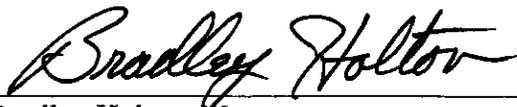
Section 6: This ordinance shall be in full force and effect from and after its passage, approval, and publication, according to law.

Section 7: The City Clerk of the City of Greenleaf shall, within ten (10) days following the effective date of this ordinance, duly file a certified copy of this ordinance and a map prepared in a draftsman manner plainly and clearly designating the boundaries of the City of Greenleaf, including the lands herein annexed, with the following officials of the County of Canyon, State of Idaho, to-wit: The Recorder, Auditor, Treasurer and Assessor, and shall also file simultaneously a certified copy of this ordinance and map with the State Tax Commission of the State of Idaho, all in compliance with Idaho Code 50-223 and 63-2215. The City Clerk is also directed to file a certified copy of the ordinance and map of the area with Idaho Power (franchisee), Intermountain Gas (franchisee), Westowns Disposal (contract waste disposal services provider), The City of Wilder (contract police service provider) and the Caldwell Rural Fire Protection District (fire protection service provider).

Section 8: All ordinances, resolutions, orders and parts thereof in conflict herewith are repealed.

Approved and adopted by the City of Greenleaf, Canyon County, Idaho, this 02nd day of March, 2010.




Bradley Holton, Mayor

Attest:


Lee C. Belt, City Clerk

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TECHNICAL SUPPORT

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO
County of Canyon

Ordinance No. 236
(70-acre waste-water treatment site
annexation)

Sponsored by: Steve Jett

AN ORDINANCE OF THE CITY OF
GREENLEAF, CANYON COUNTY,
STATE OF IDAHO, FINDING THAT
CERTAIN LAND LIES CONTIGUOUS OR
ADJACENT TO THE CITY LIMITS OF
THE CITY OF GREENLEAF; FINDING
THAT THE OWNER HAS MADE A
REQUEST FOR ANNEXATION;
ANNEXING SAID LAND TO THE CITY
OF GREENLEAF ZONED INDUSTRIAL
(I); DECLARING THAT SAID LAND, AS
DESCRIBED BY PROPER LEGAL
DESCRIPTION, BE A PART OF THE CITY
OF GREENLEAF; REPEALING ALL
ORDINANCES, RESOLUTIONS, ORDERS
OR PARTS THEREOF IN CONFLICT
HEREWITH; DIRECTING THE CITY
ENGINEER TO ADD SAID PROPERTY TO
THE OFFICIAL MAPS OF THE CITY OF
GREENLEAF, IDAHO; DIRECTING THE
CLERK OF THE CITY OF GREENLEAF
TO FILE A CERTIFIED COPY OF THE
ORDINANCE AND MAP OF THE AREA
TO BE ANNEXED WITH THE CANYON
COUNTY RECORDER, AUDITOR,
TREASURER AND ASSESSOR, AND THE
STATE TAX COMMISSION OF THE
STATE OF IDAHO, PURSUANT TO
IDAHO CODE SECTION 50-223 AND 63-
2215; DIRECTING THE CLERK OF THE
CITY OF GREENLEAF TO FILE A
CERTIFIED COPY OF THE ORDINANCE
AND MAP OF THE AREA WITH IDAHO
POWER (FRANCHISEE),
INTERMOUNTAIN GAS (FRANCHISEE),
CABLEONE (FRANCHISEE),
WESTOWNS DISPOSAL (CONTRACT
WASTE DISPOSAL SERVICES
PROVIDER), THE CITY OF WILDER
(CONTRACT POLICE SERVICE
PROVIDER) AND THE CALDWELL
RURAL FIRE PROTECTION DISTRICT
(FIRE SERVICE PROVIDER), AND
PROVIDING FOR AN EFFECTIVE DATE.

Full text of Ordinance 236 is available at
Greenleaf City Hall.
Moore Smith Buxton & Tureke, Chtd., City
Attorney
Publish April 1, 2010

LI0060-263

Vivian Murdock of Parma, Canyon County,
Idaho, being first duly sworn, deposes and
says:

- 1) That I am a citizen of the United States and at all times hereinafter mentioned was over the age of 18 and not a party to the above entitling action.
- 2) That I am a sales representative at Parma Furniture, in the city of Parma, Canyon County, Idaho and have no financial interest in this matter.
- 3) That the annexed notice appeared in print in the Western Canyon Chronicle, a qualified weekly newspaper headquartered in Parma, Canyon County, Idaho and that this newspaper has been in general circulation within said Canyon County at a weekly frequency during a period of at least seventy-eight consecutive weeks prior to the first publication of this notice.
- 4) That the notice, of which the annexed is a printed copy, was published in said newspaper 1 time(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

That said notice was published

4/1/10

Vivian Murdock

Vivian Murdock, signature

STATE OF IDAHO
County of Canyon

On this ___ day of ___ in the year of

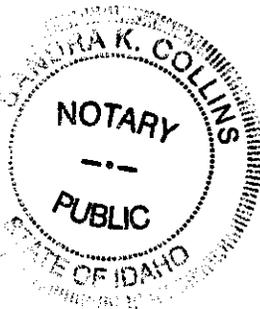
_____, Vivian Murdock appeared
personally before me, a Notary Public.

Vivian Murdock is known to me to be the
person whose name is subscribed to within
the instrument, and being by me first duly
sworn, declared the statements herein are
true, and acknowledged to me that he/she
executed the same.

Dorinda K. Collins
Notary Public for Idaho

Residing at Notus, Canyon County, Idaho

My Commission expires Oct 19, 2012



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April 1, 2010

Western Canyon Chronicle

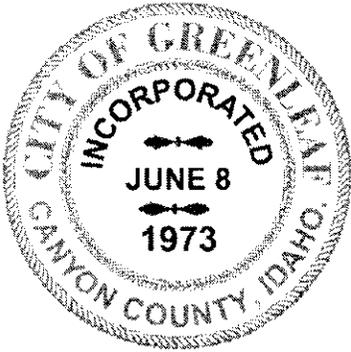
page 3

Ordinance No. 276
 (This ordinance was introduced into the proceedings)
 Sponsored by: Steve Lee

AN ORDINANCE OF THE CITY OF GREENLEAF, CANYON COUNTY STATE OF IDAHO, FINDING THAT CERTAIN LANDS ARE ADJACENT TO THE CITY LIMITS OF THE CITY OF GREENLEAF, IDAHO, THAT THE OWNER HAS MADE A REQUEST FOR ANNEXATION, ANNEXING SAID LAND TO THE CITY OF GREENLEAF, AND THE CITY OF GREENLEAF, IDAHO, DECLARING THAT SAID LAND, AS DESCRIBED BY THE PROPERTY DESCRIPTION, BE A PART OF THE CITY OF GREENLEAF, AND THAT SAID ORDINANCES, RESOLUTIONS, ORDERS OR OTHER INSTRUMENTS, IN CONNECTION HERewith, DIRECTING THE CITY ENGINEER TO ADJUST SAID PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF GREENLEAF, IDAHO, DIRECTING THE CLERK OF THE CITY OF GREENLEAF TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA TO BE ANNEXED WITH THE CANYON COUNTY RECORDER, AUDITOR, TREASURER AND ASSESSOR, AND THE STATE TAX COMMISSION OF THE STATE OF IDAHO, PURSUANT TO IDAHO CODE SECTION 50-223 AND 63-2215; DIRECTING THE CLERK OF THE CITY OF GREENLEAF TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA WITH IDAHO POWER FRANCHISES, WESTERN GAS (FRANCHISED), CARLEONE (FRANCHISED), WESTON'S PERSONAL (CONTRACT WASTE DISPOSAL SERVICES PROVIDER), THE CITY OF WILDER (CONTRACT POLICE SERVICE PROVIDER) AND THE CALDWELL RURAL FIRE PROTECTION DISTRICT (FIRE SERVICE PROVIDER) AND PROVIDING FOR AN EFFECTIVE DATE

Full text of Ordinance 236 is available at Greenleaf City Hall
 Moore Station, 236 E. Third St., Greenleaf, ID 83443
 Publish April 1, 2010

L10000-263



CITY OF GREENLEAF

20523 N. Whittier Drive
Greenleaf, Idaho 83626
208/454-0552
208/454-7994 (fax)
greenleafcity@cableone.net

Memorandum

Date: 22 February 2010

To: Canyon County Recorder, Auditor, Treasurer and Assessor, Idaho Tax Commission, Idaho Power, Intermountain Gas Company, CableONE, Westowns Disposal, the City of Wilder, Caldwell Rural Fire Protection District

cc:

From: Lee C. Belt, City Clerk

RE: ORDINANCE #236

Greetings!

Attached please find a certified copy of Ordinance #236, annexing approximately 70 acres into the City of Greenleaf. Please accept this submission as official notification of this expansion of the city limits.

Thank you,

LCB

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TECHNICAL SUPPORT

City of Greenleaf
20523 N. Whittier Drive
Greenleaf, Idaho 83626
208/454-0552
208/454-7994 (fax)
greenleafcity@cableone.net

Authorization for Publication by Summary

Ordinance No. 236

(70-acre waste-water treatment site annexation)

Sponsored by: Steve Jett

AN ORDINANCE OF THE CITY OF GREENLEAF, CANYON COUNTY, STATE OF IDAHO, FINDING THAT CERTAIN LAND LIES CONTIGUOUS OR ADJACENT TO THE CITY LIMITS OF THE CITY OF GREENLEAF; FINDING THAT THE OWNER HAS MADE A REQUEST FOR ANNEXATION; ANNEXING SAID LAND TO THE CITY OF GREENLEAF ZONED INDUSTRIAL (I); DECLARING THAT SAID LAND, AS DESCRIBED BY PROPER LEGAL DESCRIPTION, BE A PART OF THE CITY OF GREENLEAF; REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HEREWITH; DIRECTING THE CITY ENGINEER TO ADD SAID PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF GREENLEAF, IDAHO; DIRECTING THE CLERK OF THE CITY OF GREENLEAF TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA TO BE ANNEXED WITH THE CANYON COUNTY RECORDER, AUDITOR, TREASURER AND ASSESSOR, AND THE STATE TAX COMMISSION OF THE STATE OF IDAHO, PURSUANT TO IDAHO CODE SECTION 50-223 AND 63-2215; DIRECTING THE CLERK OF THE CITY OF GREENLEAF TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA WITH IDAHO POWER (FRANCHISEE), INTERMOUNTAIN GAS (FRANCHISEE), CABLEONE (FRANCHISEE), WESTTOWNS DISPOSAL (CONTRACT WASTE DISPOSAL SERVICES PROVIDER), THE CITY OF WILDER (CONTRACT POLICE SERVICE PROVIDER) AND THE CALDWELL RURAL FIRE PROTECTION DISTRICT (FIRE SERVICE PROVIDER), AND PROVIDING FOR AN EFFECTIVE DATE.

Full text of Ordinance 236 is available at Greenleaf City Hall.

Moore Smith Buxton & Turcke, Chtd., City Attorney

CERTIFICATION OF ATTORNEY

I, the undersigned, an attorney at law duly licensed in the State of Idaho and serving as special counsel to the City of Greenleaf, Idaho, hereby certify that I have read the above Summary of Ordinance No. 236 of the City of Greenleaf and that the same is true and complete and provides adequate notice to the public of the contents of said ordinance.

Dated this 3rd day of March, 2010.



Carl J. Withroe
Moore Smith Buxton & Turcke, Chtd.
City Attorney, City of Greenleaf

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TECHNICAL SUPPORT

COMPASS LAND SURVEYING, P.L.L.C.

4270 E. Amity Road
Nampa, Idaho 83687

Telephone: (208) 442-0115
Fax: (208) 327-2106
Email: rgray.cls@gmail.com

Client: Civil Dynamics/City of Greenleaf
Date: December 1, 2009
Job No.: 3809

ANNEXATION DESCRIPTION

A parcel of land being a portion of the E 1/2 SE 1/4 of Section 16, Township 4 North, Range 4 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at a found 3 inch diameter aluminum disk stamped "LS 878 1999" marking the SE corner of said E 1/2 SE 1/4, (section corner common to sections 15, 16, 21 and 22), said corner bears S. 89° 33' 18" E., a distance of 2638.79 feet from a found 3 inch diameter brass disk marking the SW corner of said SE 1/4, (South 1/4 corner);

Thence along the south boundary of said E 1/2 SE 1/4, N. 89° 33' 29" W., a distance of 335.49 feet to a found 5/8 inch diameter iron pin marking the *POINT OF BEGINNING*;

Thence continuing along the south boundary of said E 1/2 SE 1/4, N. 89° 33' 29" W., a distance of 984.64 feet to a found 3 inch diameter aluminum disk stamped "LS 878 1999" marking the SW corner of said E 1/2 SE 1/4, (East 1/16 corner common to sections 16 and 21);

Thence along the west boundary of said E 1/2 SE 1/4, N. 01° 06' 01" E., a distance of 2643.88 feet to a found 5/8 inch diameter iron pin stamped "EMS PLS 9366" marking the NW corner of said E 1/2 SE 1/4, (Center east 1/16 corner);

Thence along the north boundary of said E 1/2 SE 1/4, S. 89° 32' 59" E., a distance of 1319.06 feet to a found 5/8 inch diameter iron pin stamped "EMS PLS 9366" marking the NE corner of said E 1/2 SE 1/4, (East 1/4 corner);

Thence along the east boundary of said E 1/2 SE 1/4, S. 01° 04' 38" W., a distance of 1482.51 feet to a point marking the approximate centerline of the West End Drain, said point bears N. 01° 04' 38" E., a distance of 40.00 feet from a found 5/8 inch diameter iron pin witness corner stamped "EMS PLS 9366";

Thence along the approximate centerline of said West End Drain the following courses and distances:

Thence N. 51° 09' 11" W., a distance of 267.44 feet to a point;

Thence N. 43° 36' 06" W., a distance of 72.83 feet to a point;

Thence N. 38° 19' 21" W., a distance of 114.78 feet to a point, said point bears N. 01° 04' 38" E., a distance of 40.00 feet from a found 5/8 inch diameter iron pin witness corner stamped "EMS PLS 9366";

Thence leaving said centerline and parallel with the east boundary of said E 1/2 SE 1/4, S. 01° 04' 38" W., a distance of 1469.17 feet to the *POINT OF BEGINNING*.

This parcel contains 70.07 acres more or less.

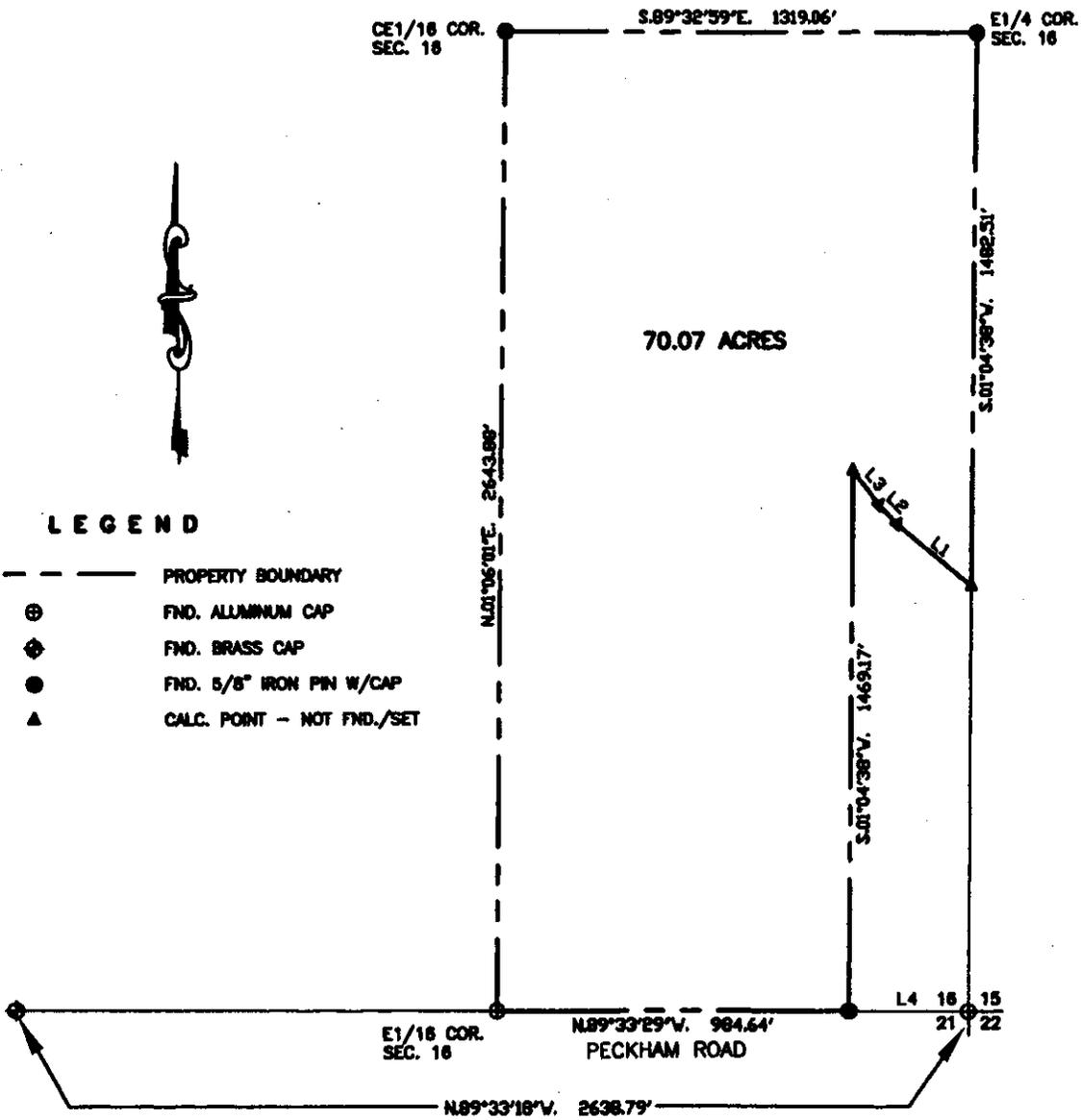
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TECHNICAL SUPPORT



**ANNEXATION MAP FOR
 CITY OF GREENLEAF**
 BEING A PORTION OF THE E1/2 SE1/4 OF SECTION 16,
 T.4N., R.4W., B.M., CANYON COUNTY, IDAHO



LEGEND

- PROPERTY BOUNDARY
- ⊕ FND. ALUMINUM CAP
- ⊙ FND. BRASS CAP
- FND. 5/8" IRON PIN W/CAP
- ▲ CALC. POINT - NOT FND./SET

LINE TABLE		
LINE	LENGTH	BEARING
L1	267.44	N.51°09'11"V.
L2	72.83	N.43°36'06"V.
L3	114.78	N.38°19'21"V.
L4	335.49	N.89°33'29"V.

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