



013

CITY OF MERIDIAN ORDINANCE NO. 11-1471

BY THE CITY COUNCIL: BIRD, HOAGLUN, ROUNTREE, ZAREMBA

AN ORDINANCE (AZ 09-003 MACHA RETAIL PLAZA) FOR ANNEXATION OF A PORTION OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 17, TOWNSHIP 3 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, AS DESCRIBED IN ATTACHMENT "A" AND ANNEXING CERTAIN LANDS AND TERRITORY, SITUATED IN ADA COUNTY, IDAHO, AND ADJACENT AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF MERIDIAN AS REQUESTED BY THE CITY OF MERIDIAN; ESTABLISHING AND DETERMINING THE LAND USE ZONING CLASSIFICATION OF SAID LANDS FROM R2 TO C-C (COMMUNITY BUSINESS DISTRICT) IN THE MERIDIAN CITY CODE; PROVIDING THAT COPIES OF THIS ORDINANCE SHALL BE FILED WITH THE ADA COUNTY ASSESSOR, THE ADA COUNTY RECORDER, AND THE IDAHO STATE TAX COMMISSION, AS REQUIRED BY LAW; AND PROVIDING FOR A SUMMARY OF THE ORDINANCE; AND PROVIDING FOR A WAIVER OF THE READING RULES; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF MERIDIAN, COUNTY OF ADA, STATE OF IDAHO:

SECTION 1. That the following described land as evidenced by attached Legal Description herein incorporated by reference as Exhibit "A" is within the corporate limits of the City of Meridian, Idaho, and that the City of Meridian has received a written request for annexation and re-zoning by the owner of said property, to-wit: *Matthew Macha*.

SECTION 2. That the above-described real property is hereby annexed and re-zoned from R2 to C-C (Community Business District), in the Meridian City Code.

SECTION 3. That the City has authority pursuant to the laws of the State of Idaho, and the Ordinances of the City of Meridian to annex and zone said property.

SECTION 4. That the City has complied with all the noticing requirements pursuant to the laws of the State of Idaho, and the Ordinances of the City of Meridian to annex and re-zone said property.

SECTION 5. That the City Engineer is hereby directed to alter all use and area maps as well as the official zoning maps, and all official maps depicting the boundaries and the zoning districts of the City of Meridian in accordance with this ordinance.

**SECTION 6.** All ordinances, resolutions, orders or parts thereof in conflict herewith are hereby repealed, rescinded and annulled.

**SECTION 7.** This ordinance shall be in full force and effect from and after its passage, approval and publication, according to law.

**SECTION 8.** The Clerk of the City of Meridian 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, including the lands herein rezoned, with the following officials of the County of Ada, 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.

**SECTION 9.** That pursuant to the affirmative vote of one-half (1/2) plus one (1) of the Members of the full Council, the rule requiring two (2) separate readings by title and one (1) reading in full be, and the same is hereby, dispensed with, and accordingly, this Ordinance shall be in full force and effect upon its passage, approval and publication.

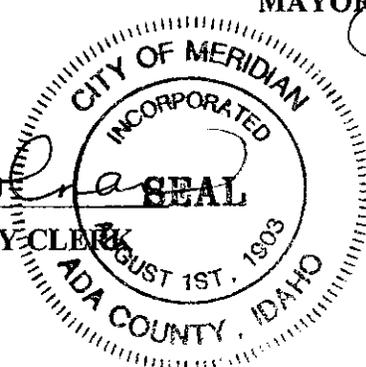
**PASSED BY THE CITY COUNCIL OF THE CITY OF MERIDIAN, IDAHO, this**  
18<sup>th</sup> day of January, 2011.

**APPROVED BY THE MAYOR OF THE CITY OF MERIDIAN, IDAHO, this**  
18<sup>th</sup> day of January, 2011.

  
MAYOR TAMMY de WEERD

ATTEST:

  
JAYCEE L. HOLMAN, CITY CLERK





# ***FOX Land Surveys, Inc.***

**1515 South Shoshone St. Δ Boise, Idaho Δ 83705 Δ 208-342-7957 Δ 208-342-7437 FAX**

## **ANNEXATION DESCRIPTION**

**A PORTION OF THE NORTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 17,  
TOWNSHIP 3 NORTH, RANGE 1 EAST, BOISE MERIDIAN,  
ADA COUNTY, IDAHO**

A Portion of The Northeast ¼ of the Northeast ¼ of Section 17, Township 3 North, Range 1 east, Boise Meridian, Ada County, Idaho, more particularly described as follows;

**COMMENCING** at a found Brass Cap Monument marking the northeast corner of Section 17, from which a found Brass Cap Monument marking the North ¼ Corner thereof bears North 89°54'37" West, a distance of 2570.96 feet;

- A. Thence along the northerly boundary of Section 17 (also the center line of East Franklin Road) North 89°54'37" West, a distance of 870.54 feet to its intersection with the northerly projection of the common boundary of properties described in Warranty Deed Instrument number 100070395 and Warranty Deed Instrument number 104031045, the **TRUE POINT OF BEGINNING**;
1. thence along said projection and boundary, South 00°01'58" West, a distance of 422.72 feet to a found 5/8 inch rebar with plastic cap stamped "PLS 7729" marking its intersection with the northerly boundary of Greenhill Estates No. 3;
  2. thence along said northerly boundary, North 87°41'59" West, a distance of 414.98 feet to a found 5/8 inch rebar with illegible cap (replaced with a plastic cap stamped "FLSI PLS 7612") marking its intersection with the easterly boundary of Greenhill Estates No. 2;
  3. thence along said boundary and the common boundary of properties described in Warranty Deed Instrument Number 7818788 and Warranty Deed Instrument number 104031045, North 00°00'56" East, a distance of 406.71 feet to its intersection with the northerly boundary of Section 17 (also the center line of East Franklin Road);
  4. thence along said boundary and center line, South 89°54'37" East, a distance of 414.78 feet to the **TRUE POINT OF BEGINNING**.

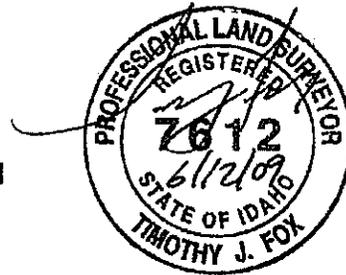
Containing 171,987 square feet (3.948 acres) more or less.

Refer to the attached sketch titled "ANNEXATION EXHIBIT 'B'".

Any modification of this description shall render it void.

Fox Land Surveys, Inc.  
Timothy J. Fox, President, PLS 7612

**END OF DESCRIPTION**



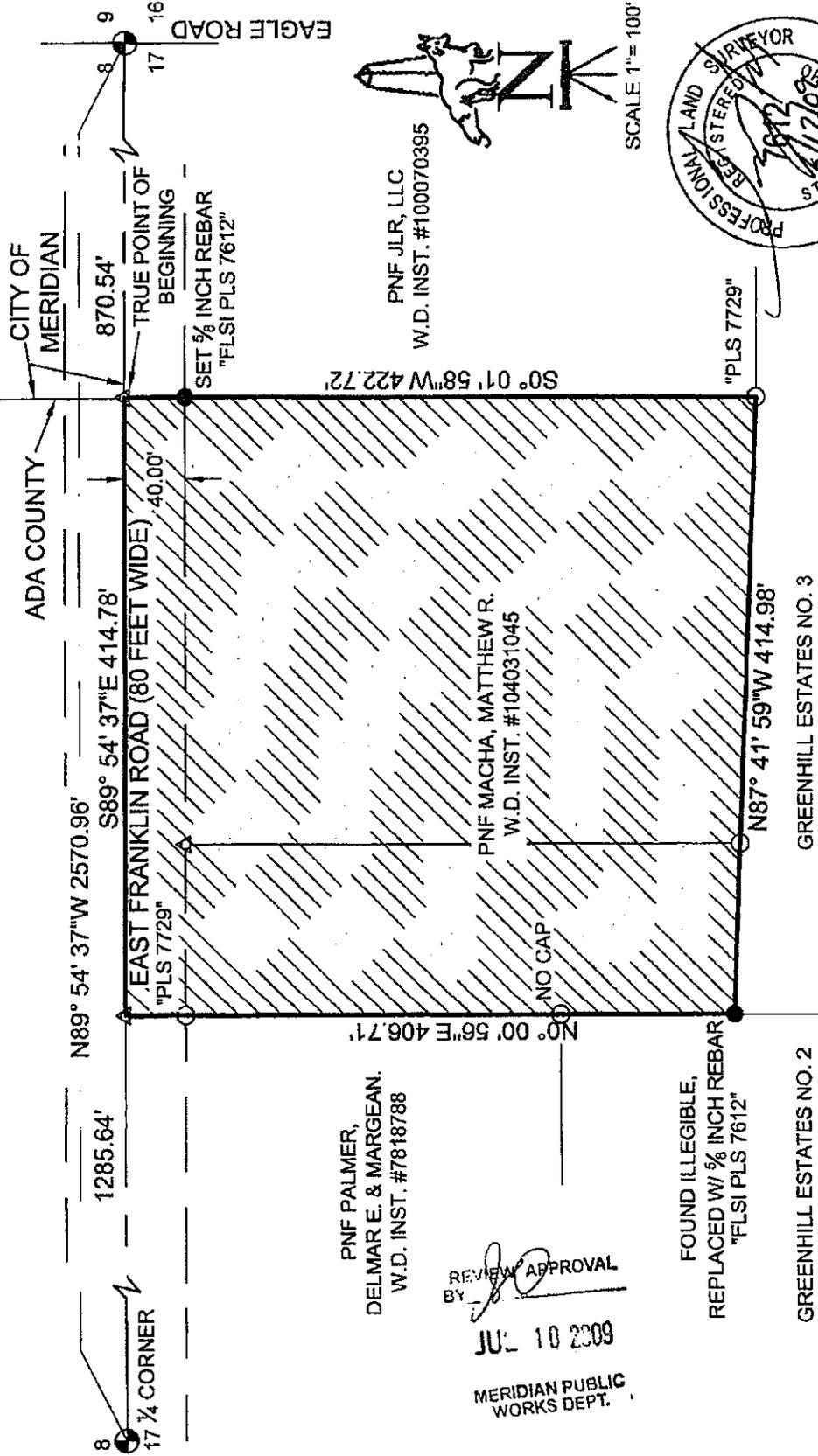
REVIEW APPROVAL  
BY 

JUL 10 2009

MERIDIAN PUBLIC  
WORKS DEPT.

# ANNEXATION EXHIBIT 'B'

A PORTION OF THE NE 1/4 OF THE NE 1/4 OF SECTION 17,  
T. 3 N., R. 1 E., B.M.,  
ADA COUNTY, IDAHO



PNF PALMER,  
DELMAR E. & MARGEAN.  
W.D. INST. #7818788

REVIEW APPROVAL  
BY *[Signature]*

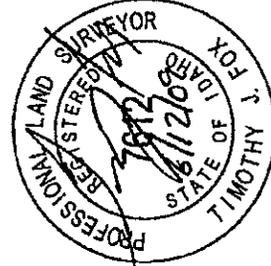
JUL 10 2009

MERIDIAN PUBLIC  
WORKS DEPT.

PNF JLR, LLC  
W.D. INST. #100070395



SCALE 1" = 100'



FOX LAND SURVEYS INC.  
(208) 342-7957

DENOTES ANNEXATION AREA

