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APPROVED SERVICES

ORDINANCE NO. 943-12

074

BY THE COUNCIL: **BEAUMONT, MOSER, SIMKO AND SOUZA**

**AN ORDINANCE BY THE CITY OF GARDEN CITY, A MUNICIPAL CORPORATION, TO EXCLUDE CERTAIN REAL PROPERTY FROM THE CORPORATE CITY LIMITS OF GARDEN CITY; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS: The City boundaries of Garden City extend beyond the north side of the Boise River from the eastern edge of the City downstream to approximately 36th Street. This property has been commonly treated as within the boundaries of the City of Boise and Garden City has exercised no dominion or control over the property;

WHEREAS: The City of Boise has constructed a water park in the Boise River on the property within the boundaries of the Garden City;

WHEREAS: Garden City is authorized pursuant to Idaho Code Section 50-225 to exclude territory from its boundaries:

WHEREAS: It is in the best interest of Garden City to exclude this territory from its corporate boundaries so that the City of Boise may annex the territory.

**NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GARDEN CITY, AS FOLLOWS:**

**SECTION 1:** The territory legally described in Exhibit 1 to this Ordinance and depicted on the attached map is hereby excluded from the corporate limits of the City of Garden City.

**SECTION 2:** The City Engineer shall amend the legal description of the boundaries of Garden City to reflect the change.

**SECTION 3: CONFLICTS:** Any ordinance or part of an ordinance in conflict with this ordinance is herein repealed.

**SECTION 4: EFFECTIVE DATE:** This ordinance shall be in full force and effect from and after passage, approval, publication of the ordinance and concurrent to the annexation of the territory into the City of Boise.

**PASSED** by the City Council and **APPROVED** by the Mayor of Garden City, Idaho, this 14<sup>th</sup> day of May, 2012.

ATTEST:

James R. Krueger  
James Krueger, City Clerk

APPROVED:

John G. Evans  
John G. Evans, Mayor



Exhibit A

Property Description of Territory Excluded from Garden City

Part of the Southwest Quarter of Section 4 and part of the East Half of Section 5, Township 3 North, Range 2 East, Boise Meridian, Ada County, Idaho, described as follows:

Beginning at the southeast corner of said Section 5; thence along the easterly boundary of Section 5 North 0°03'11" West 888.45 feet to the westerly high water line of the Boise River, the TRUE POINT OF BEGINNING;

Thence along said westerly high water line the following courses;

North 38°40'58" West 278.58 feet;  
North 27°43'46" West 334.07 feet;  
North 11°21'08" West 450.92 feet;  
North 4°02'25" West 207.21 feet;  
North 7°03'30" West 244.96 feet;  
North 6°16'52" East 224.85 feet;  
North 0°44'04" West 70.21 feet;  
North 11°31'32" East 291.78 feet;  
North 1°42'56" East 267.22 feet to the existing Boise City limits;

Thence leaving said westerly high water line South 21°27'53" East 356.35 feet along the existing Boise City Limits to a point on the easterly top of bank of the Boise River;

Thence along the easterly top of bank and the existing Boise City Limits South 1°34'17" West 136.20 feet to a point, from which the East Quarter corner of Section 5 bears North 90°00'00" East 244.70 feet;

Thence continuing along the easterly top of bank and existing City Limits the following courses;

South 1°17'01" West 569.21 feet;  
South 2°54'13" East 282.73 feet;  
South 13°23'24" East 467.70 feet;  
South 30°45'22" East 287.06 feet;  
South 50°00'40" East 65.87 feet;

Thence leaving said easterly top of bank South 2°05'08" East 277.26 feet along the existing Boise City Limits to the westerly high water line of the Boise River;

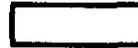
Thence leaving the existing Boise City Limits North 38°40'57" West 113.41 feet to the TRUE POINT OF BEGINNING.

Described area contains 8.47 Acres more or less.

# Description of Area to be Removed from Garden City Territory



**GARDEN CITY**  
NESTLED BY THE RIVER



Legal Description

0 100 200 300 400 500 Feet



15 May 2012

