

TAX COMMISSION

ADA COUNTY RECORDER Christopher D. Rich
BOISE IDAHO 08/09/12 04:30 PM
DEPUTY Lisa Batt
RECORDED - REQUEST OF
Garden City

AMOUNT .00 4

AUG 16 2012



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TAXPAYER SERVICES

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ORDINANCE NO. 948-12

BY THE COUNCIL: BEAUMONT, MOSER, SIMKO AND SOUZA

AN ORDINANCE BY THE CITY OF GARDEN CITY, A MUNICIPAL CORPORATION PROVIDING FOR THE ANNEXATION AND REZONE OF CERTAIN REAL PROPERTY DESCRIBED HEREIN FROM C-3D (BOISE CITY ZONING) TO COMMERCIAL, AREA BUSINESS USE (C-2) CLASSIFICATION; AMENDING THE ZONING MAP OF THE CITY OF GARDEN CITY TO REFLECT SAID CHANGE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Garden City, Idaho is a municipal corporation organized and operating under the laws of the State of Idaho; and

WHEREAS, pursuant to Chapter 65, Title 67, Idaho Code, the City of Garden City has the authority to adopt, establish and amend a Zoning Ordinance; and

WHEREAS, the Mayor and Council have determined that good cause exists for amending the official zoning map of the City of Garden City; and

WHEREAS, the real property located and described as 2288 & 2289 Garden Street, Parcels S1004336450 & S1004336415, is presently zoned C-3D under the zoning ordinance of the City of Boise. A legal description of the real property is attached hereto as Exhibit A; and

WHEREAS, the property has been recently excluded from the City of Boise and is contiguous to the city limits of the City of Garden City;

WHEREAS, the property has been receiving water and sewer service from Garden City since it was developed in the 1970's;

WHEREAS, the City Council of the City of Garden City has determined that the annexation and zone change is in accordance with the Comprehensive Plan of the City of Garden City and relevant City Codes.

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

SECTION 1: The City Council hereby finds and determines that it is in the best interests of the public health, safety, and welfare of the City of Garden City and the residents and property therein that the real property particularly described as Parcels S1004336450 & S1004336415 be annexed into the City of Garden City and rezoned entirely with a Commercial Area Business District (C-2) classification pursuant to the Zoning Ordinance of the City of Garden City.

SECTION 2: The official Zoning Map of the City of Garden City, Idaho is hereby amended to reflect the foregoing change in zoning classification.

SECTION 3: This Ordinance shall be in full force and effect from and after its passage, approval and publication hereof.

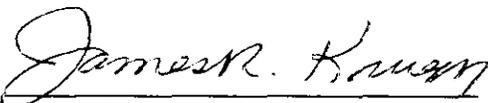
PASSED by the City Council and **APPROVED** by the Mayor of the City of Garden City, Idaho, this 9th day of July, 2012.

APPROVED:



John G. Evans, Mayor

ATTEST:



James Krueger, City Clerk



Exhibit A

A parcel of land lying in the SW1/4 of the SW1/4 of Section 4, Township 3 North, Range 2 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Beginning at the Southwest corner of Section 4, thence along the westerly boundary of Section 4 North $0^{\circ}13'00''$ East 337.17 feet; thence South $89^{\circ}47'00''$ East 108.73 feet to the TRUE POINT OF BEGINNING;

Thence North $20^{\circ}49'40''$ West 67.96 feet;

Thence North $2^{\circ}37'39''$ West 393.43 feet to a point on the southwesterly boundary of that parcel of land conveyed to City of Boise by Warranty Deed, Instrument Number 106197552, Records of Ada County;

Thence along said southwesterly boundary South $59^{\circ}39'33''$ East 488.37 feet to a point on the northerly right of way of West Main Street;

Thence along said right of way South $60^{\circ}28'01''$ West 13.98 feet;

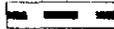
Thence continuing along said right of way South $39^{\circ}31'08''$ East 11.00 feet;

Thence continuing along said right of way South $60^{\circ}27'45''$ West 4.76 feet;

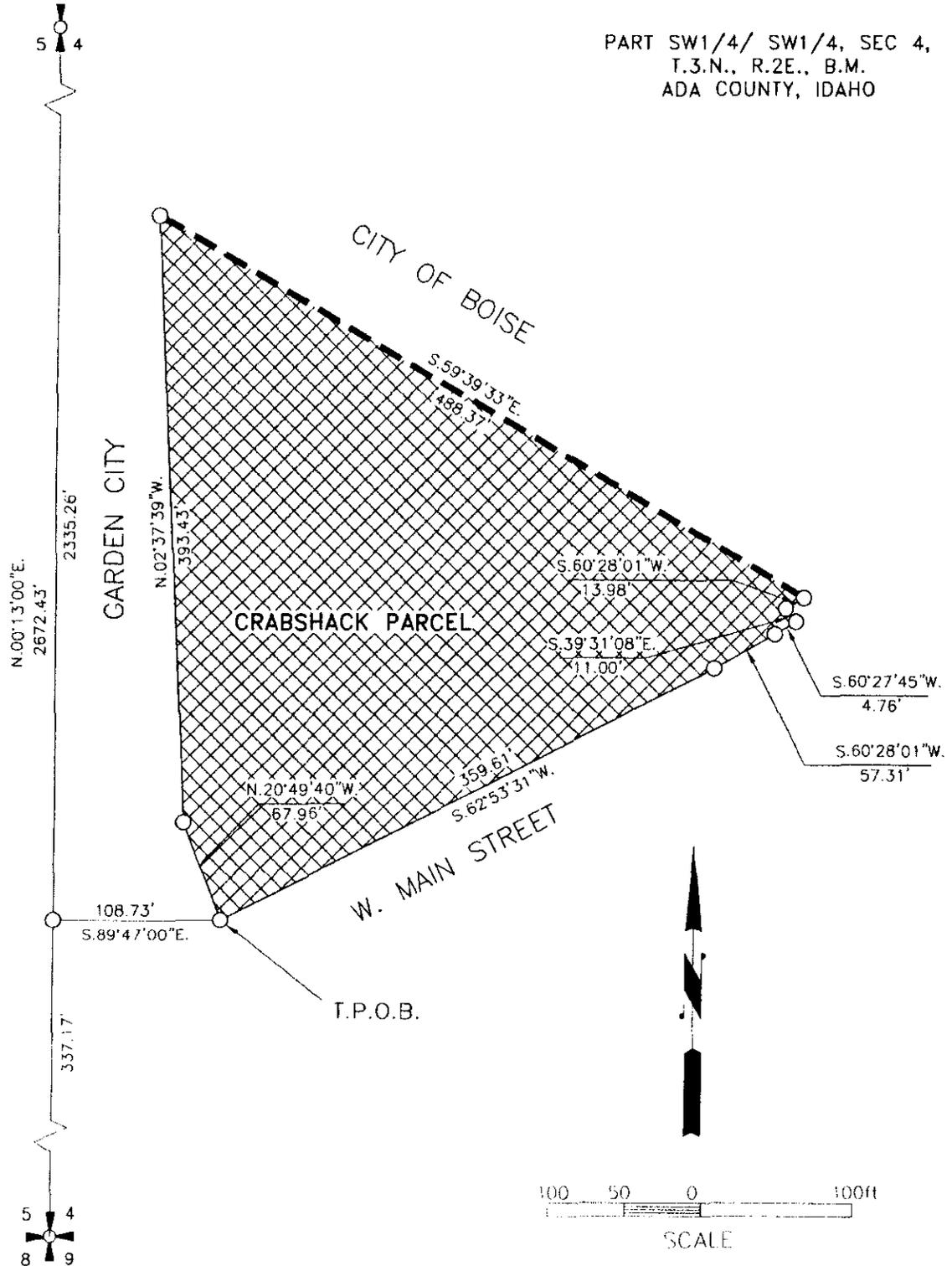
Thence continuing along said right of way South $60^{\circ}28'01''$ West 57.31 feet;

Thence continuing along said right of way South $62^{\circ}53'31''$ West 359.61 feet more or less to the TRUE POINT OF BEGINNING.

Parcel contains 2.25 Acres more or less.

BOISE CITY LIMITS  DE-ANNEXED AREA (BOISE CITY TO GARDEN CITY) 

PART SW1/4/ SW1/4, SEC 4,
T.3.N., R.2E., B.M.
ADA COUNTY, IDAHO



BOISE CITY DE-ANNEXATION
CRABSHACK PARCEL
EXHIBIT 'B'

ORDINANCE NO. _____ ACRES: _____ EFFECTIVE DATE: _____