ADA COUNTY RECORDER Christopher D. Rich AMOUNT .00 7
BOISE IDAHO 04/30/12 12:58 PM
DEPUTY Bonnie Oberbillig
RECORDED – REQUEST OF
Meridian City
112040235

034

CITY OF MERIDIAN ORDINANCE NO. 12-1510

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

AN ORDINANCE (AZ 11-005 – SPURWING CHALLENGE) FOR ANNEXATION OF A PARCEL BEING A PORTION OF LOT 78, BLOCK 1 OF SPURWING SUBDIVISION RECORDED IN BOOK 69 OF PLATS AT PAGES 7104 THROUGH 7108 AND A PORTION OF LOT 1, BLOCK 1 OF BRANDT SUBDIVISION RECORDED BOOK 59 OF PLATS AT PAGES 5785 AND 5786, AND LOT 53, BLOCK 1 OF SPURWING SUBDIVISION, RECORDED IN THE OFFICE OF THE ADA COUNTY RECORDED AS INSTRUMENT NUMBER 95045793, ALL OF WHICH IS SITUATED IN A PORTION OF THE SOUTH ½ OF THE SOUTHEAST ¼ AND I N A PORTION OF THE SOUTHWEST ¼ OF SECTION 23, TOWNSHIP 4 NORTH, RANGE 1 WEST, 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 RUT TO R-8 (MEDIUM DENSITY RESIDENTIAL 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" are 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: *The Club at Spurwing, LLC.*

SECTION 2. That the above-described real property is hereby annexed and re-zoned from RUT to R-8 (Medium Density Residential 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.

RECEIVED
MAY 10 2012
TECHNICAL SUPPORT

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 24th **day of** April **, 2012.**

APPROVED BY THE MAYOR OF THE CITY OF MERIDIAN, IDAHO, this 24th **day of** April **, 2012.**

Tammy de Weerd
MAYOR TAMMY de WEERD

ATTEST:

INCORPORATED AUGUST 1, 1903 City of MERIDIAN IDAHO SEAL THE CHERRY CITY

Jaycee L. Holman
JAYCEE L. HOLMAN, CITY CLERK

STATE OF IDAHO,)
) ss:
County of Ada)

On this 24 day of April, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared TAMMY de WEERD and JAYCEE L. HOLMAN, known to me to be the Mayor and City Clerk, respectively, of the City of Meridian, Idaho, and who executed the within instrument, and acknowledged to me that the City of Meridian executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL) JESSICA JONES NOTARY PUBLIC STATE OF IDAHO

NOTARY PUBLIC FOR IDAHO
RESIDING AT: Meridian, ID
MY COMMISSION EXPIRES: Jan 4, 2014

A. Legal Descriptions

November 18, 2011

Quadrant Consulting, Inc.

EXHIBIT "A"
ANNEXATION PROPERTY

Parcel 1 –

A parcel being a portion of Lot 78, Block 1 of Spurwing Subdivision recorded in Book 69 of Plats at Pages 7104 through 7108 and a portion of Lot 1, Block 1 of Brandt Subdivision recorded in Book 59 of Plats at Pages 5785 and 5786, situated in a portion of the South ½ of the Southeast ¼ and in a portion of the Southwest ¼ of Section 23, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

Commencing at the section corner common to Sections 23, 24, 25 and 26 of said Township and Range; thence along the section line common to said Sections 23 and 26 North 89°38'47" West 2596.97 feet to the **POINT OF BEGINNING**; thence continuing along said section line

North 89°38'47" West 33.00 feet to the south quarter corner of said Section 23; thence continuing along said section line

North 89°11'21" West 546.16 feet to a point on the centerline of North Spurwing Way; thence departing from said section line and continuing along said centerline the following courses:

North 00°48'56" East 842.09 feet; thence

188.02 feet along a curve to the left, said curve having a radius of 450.00 feet, a delta angle of 23°56'21" and a long chord bearing North 11°09'13" West 186.65 feet; thence departing from said centerline

South 89°11'04" East 183.31 feet to a point on the northerly right-of-way of North Penncross Way; thence along said northerly right-of-way

481.22 feet along a curve to the left, said curve having a radius of 325.00 feet, a delta angle of 84°50'09" and a long chord bearing North 48°23'51" East 438.45 feet to a point on the north line of said south ½ of the southeast ¼ of Section 23; thence departing from said northerly right-of-way and along said north line

South 89°41'45" East 374.50 feet; thence

South 00°27'09" West 479.91 feet; thence

North 89°41'45" West 272.00 feet; thence

South 00°27'09" West 841.15 feet to the **POINT OF BEGINNING.**

Quadrant Consulting, Inc.

Parcel 2 –

Lot 53, Block 1 of Spurwing Subdivision, recorded in the office of the Ada County Recorder as Instrument Number 95045763.

Said Parcel 2 contains 12.19 acres, more or less.

The total area of Parcels 1 and 2 combined is 30.00 acres, more or less.

PROFESSIONAL LAND SURVEYOR
REGISTERED
7876
11-18-11
STATE OF IDAHO
PETER W. LOUNSBURY

REVIEW APPROVAL
BY
DEC 0 1 2011
MERIDIAN PUBLIC
WORKS DEPT.

Quadrant Consulting, Inc.

November 18, 2011

EXHIBIT "A"
R-8 REZONE

A parcel being a portion of Lot 1, Block 1 of Brandt Subdivision recorded in Book 59 of Plats at Pages 5785 and 5786, situated in a portion of the South ½ of the Southeast ¼ of Section 23, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

Commencing at the section corner common to Sections 23, 24, 25 and 26 of said Township and Range; thence along the section line common to said Sections 23 and 26 North 89°38'47" West 987.74 feet to the **POINT OF BEGINNING**; thence continuing along said section line

North 89°38'47" West 1609.23 feet; thence departing from said section line

North 00°27'09" East 841.15 feet; thence

South 89°41'45" East 272.00 feet; thence

North 00°27'09" East 479.91 feet to the north line of said south ½ of southeast ¼ of Section 23, thence along said north line

South 89°41'45" East 1393.15 feet; thence departing from said north line

South 00°48'23" West 903.94 feet; thence

South 00°42'47" West 35.95 feet; thence

North 89°41'25" West 50.71 feet; thence

South 00°22'17" West 382.60 feet to the **POINT OF BEGINNING.**

Said parcel contains 46.97 acres, more or less.

REVIEW/APPROVAL
BY _____
DEC 0 1 2011
MERIDIAN PUBLIC
WORKS DEPT.

PROFESSIONAL LAND SURVEYOR REGISTERED 7876 11-18-11 STATE OF IDAHO PETER W. LOUNSBURY
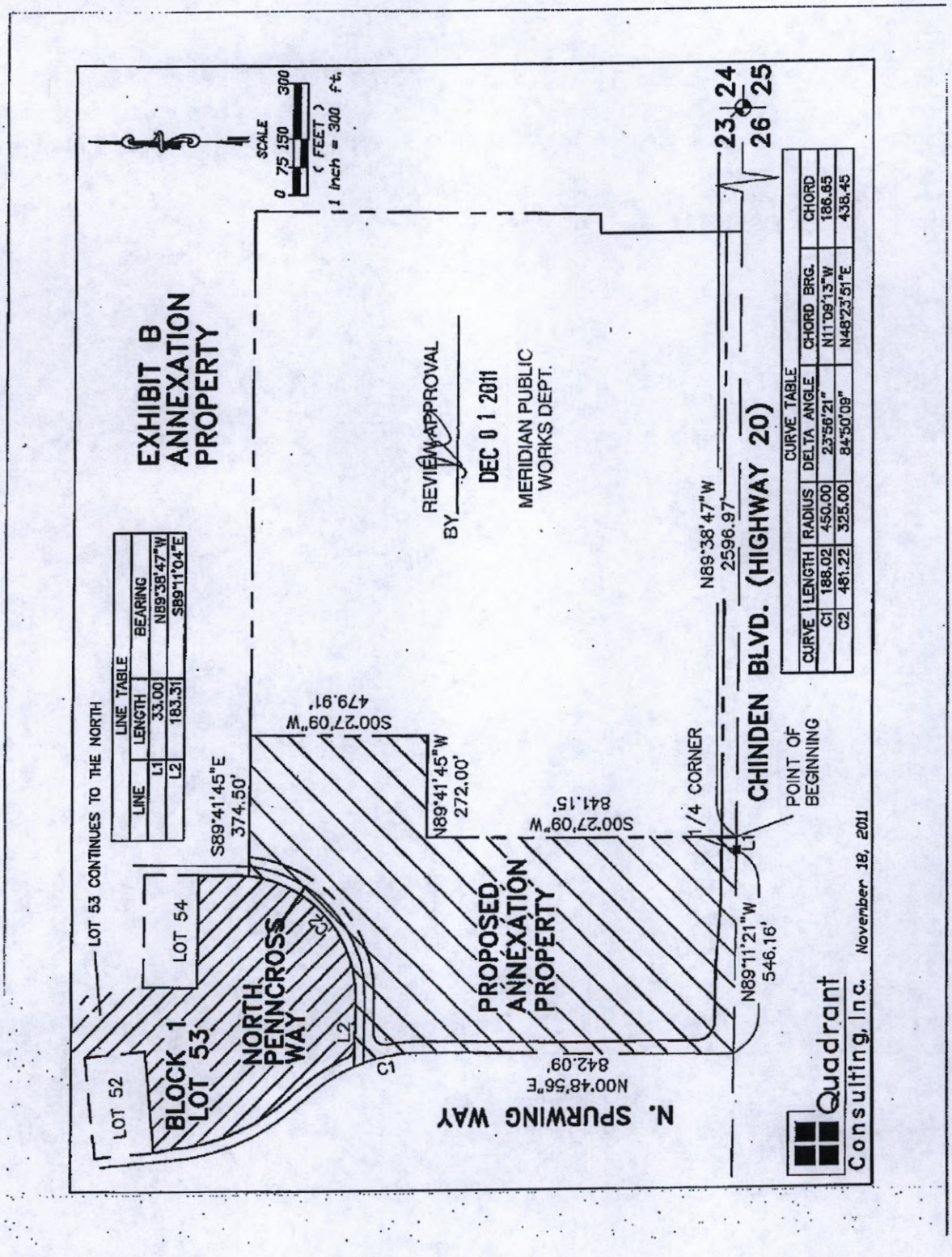
EXHIBIT B. Exhibit Map