

ORDINANCE NO. 1288

060

AN ORDINANCE OF THE CITY OF BURLEY, IDAHO, ANNEXING REAL PROPERTY TO THE CITY OF BURLEY, IDAHO; DECLARING THE SAME TO BE A PART OF THE CITY OF BURLEY, IDAHO; DIRECTING THE CITY CLERK TO FILE WITH THE COUNTY RECORDER, ASSESSOR, AND TAX COLLECTOR OF CASSIA COUNTY, IDAHO, AND WITH THE STATE TAX COMMISSION, BOISE, IDAHO, A CERTIFIED COPY OF THIS ORDINANCE; PROVIDING THAT A MAP AND LEGAL DESCRIPTION OF SAID LANDS BE FILED AS PROVIDED BY LAW; DECLARING SAID LANDS TO BE ZONED UNDER THE BURLEY CITY ZONING ACT AS DESIGNATED HEREIN; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BURLEY, IDAHO as follows:

Section 1. The lands described in Section 2 hereof are hereby annexed to and declared to be a part of the City of Burley, Idaho pursuant to Idaho Code § 50-222, and the present boundaries of said City are hereby extended to include said described lands.

Section 2: That the lands referred to in Section 1 hereof are located in Cassia County, Idaho, and are more particularly described in EXHIBIT "A" attached hereto and incorporated by reference. Said lands are owned by the City of Burley, no objections to annexation have been received; the property to be annexed is surrounded on all sides by land within the City of Burley and/or by the boundary of the City's area of city impact. As such, this annexation is classified as a "Category A" Annexation pursuant to Idaho Code § 50-222(3)(a).

Section 3: That the City Clerk of the City of Burley, Idaho, shall file a copy of this Ordinance duly certified as to the correctness thereof, under the corporate seal of the City of Burley, Idaho, with the Cassia County Recorder and with the State Tax Commission at Boise, Idaho.

Section 4: That a legal description and map of the boundaries of the City of Burley, as altered by this annexation shall be prepared by the City Engineer and filed with the State Tax Commission, Boise, Idaho, and with the Cassia County Recorder, Assessor and Tax Collector as provided by law.

Section 5: That the parcel described in Section 2 herein shall hereby remain zoned as currently designated; pursuant to the Burley Zoning Act, the parcel is designated as "C-3 Light Industrial."

Burley
Annexation
Ordinance
1

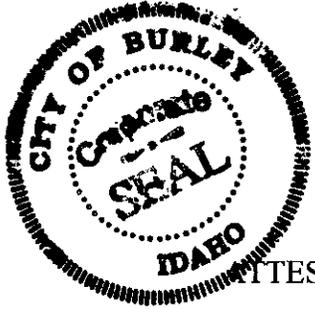
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TECHNICAL SUPPORT

Section 6: This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law.

PASSED this 19th day of June, 2012, by a vote of 6 in favor and 0 against.



CITY OF BURLEY

By Terry Greenman
Terry Greenman
Mayor

WITNESSETH:

Melanie Haynes
Melanie Haynes
City Clerk

ANNEXATION OF CITY PROPERTY

DESCRIPTION:

AN AREA TO BE ANNEXED INTO THE CITY OF BURLEY, AND DESCRIBED AS FOLLOWS:

TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO.

SECTION 19: A PORTION OF GOVERNMENT LOT 4.

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 19, THENCE ALONG THE WEST LINE THEREOF NORTH 00°07'19" WEST 223.17 FEET TO THE NORTHWEST CORNER OF THAT REAL PROPERTY CONVEYED TO UNITY LIGHT AND POWER COMPANY BY THE WARRANTY DEED RECORDED DECEMBER 16, 1997 AS INSTRUMENT No. 252618, CASSIA COUNTY RECORDS AND THE TRUE POINT OF BEGINNING;

THENCE CONTINUING ALONG THE WEST LINE OF SECTION 19 NORTH 00°07'19" WEST 791.84 FEET TO THE INTERSECTION THEREOF WITH THE NORTH LINE OF THE EASTERN IDAHO RAIL ROAD RIGHT OF WAY;

THENCE ALONG SAID RIGHT OF WAY NORTH 73°45'12" EAST 574.12 FEET;

THENCE SOUTH 16°14'48" EAST 281.27 FEET TO THE NORTHWEST CORNER OF THAT REAL PROPERTY CONVEYED TO EVERGREEN NURSERY AND LANDSCAPING, INC. BY THE QUITCLAIM DEED RECORDED MARCH 5, 2003 AS INSTRUMENT No. 287067, CASSIA COUNTY RECORDS

THENCE ALONG THE WEST LINE THEREOF SOUTH 01°24'27" EAST 368.02 FEET TO THE SOUTHWEST CORNER THEREOF, SAID CORNER BEING COMMON TO THE NORTH LINE OF THAT REAL PROPERTY CONVEYED TO PR93 LLC BY THE WARRANTY DEED RECORDED APRIL 25, 2008 AS INSTRUMENT No. 2008-002582, CASSIA COUNTY RECORDS;

THENCE ALONG THE NORTH LINE OF THE LANDS OF PR93 LLC AND CONTINUING ALONG THE WEST LINE THEREOF AS FOLLOWS:

SOUTH 01°28'04" EAST 31.32 FEET,
SOUTH 87°08'23" WEST 281.04 FEET,
AND SOUTH 04°11'05" WEST 518.05 FEET TO THE SOUTH LINE OF SECTION 19;

THENCE ALONG SAID SOUTH LINE NORTH 85°38'29" WEST 146.97 FEET TO THE INTERSECTION THEREOF WITH THE SOUTHERLY PROLONGATION OF

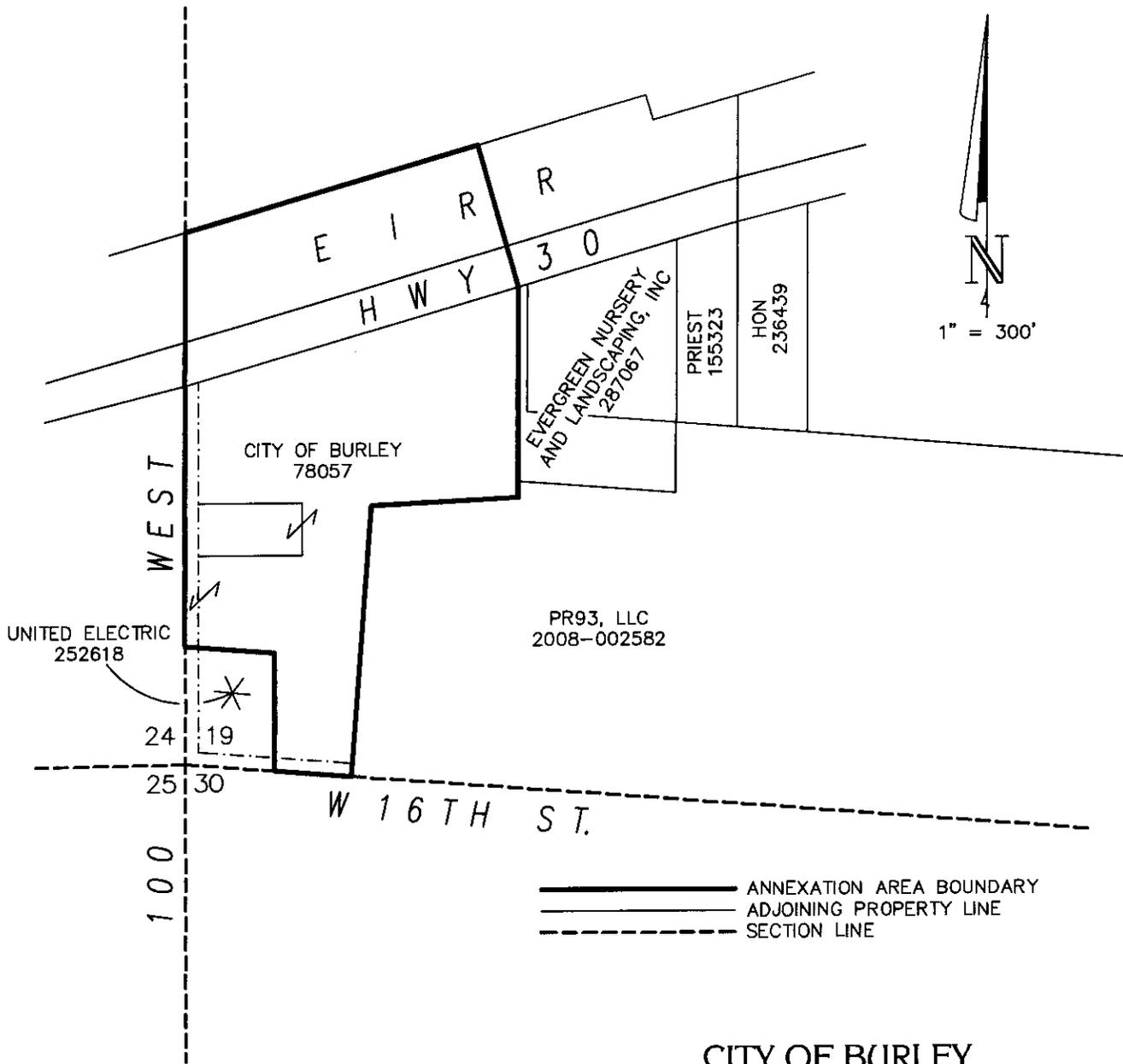
THE EAST LINE OF THE AFORESAID LANDS OF UNITY LIGHT AND POWER COMPANY;

THENCE ALONG SAID SOUTHERLY PROLONGATION AND CONTINUING ALONG THE EAST LINE THEREOF NORTH 00°07'19" WEST 236.32 FEET TO CORNER THEREOF;

THENCE ALONG THE NORTH LINE OF THE LANDS OF UNITY LIGHT AND POWER AND CONTINUING ALONG THE WESTERLY PROLONGATION THEREOF NORTH 90°00'00" WEST 172.50 FEET TO THE TRUE POINT OF BEGINNING.

THE ABOVE DESCRIBED ANNEXATION AREA CONTAINS 11.63 ACRES, MORE OR LESS.

TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN
- SECTION 19 -
CASSIA COUNTY, IDAHO



———— ANNEXATION AREA BOUNDARY
———— ADJOINING PROPERTY LINE
----- SECTION LINE

CITY OF BURLEY
ANNEXATION AREA



MOON & ASSOCIATES, INC.
ENGINEERING & LAND SURVEYING

525 F. STREET RUPERT, IDAHO 83350
PHONE (208) 436-3714

EXHIBIT
10020CityEvrGrn.doc