

027

**MENAN CITY ORDINANCE #400**  
**OF THE CITY OF MENAN, JEFFERSON COUNTY, IDAHO**

AN ORDINANCE AMENDING THE ZONING AND THE PLANNING AND ZONING MAP OF THE CITY OF MENAN, JEFFERSON COUNTY, IDAHO BY ANNEXING AND ZONING A CERTAIN PARCEL OF LAND INTO THE CITY OF MENAN AS VILLAGE DISTRICT IN CONFORMANCE WITH MENAN CITY ORDINANCE NUMBER 351 AND THE COMPREHENSIVE PLAN OF THE CITY OF MENAN.

**Preamble**

Since certain real property lying contiguous to the City boundaries shall be annexed into the corporate limits of the City of Menan, and this property needs to be zoned for the benefit of the City of Menan;

WHEREAS, public hearings were held on April 19, 2012 before the Planning and Zoning Commission and on May 10, 2012 before the Menan City Council, following publication and notice,

BE IT ORDAINED by the Mayor and City Council of the City of Menan, Idaho, as follows:

**Section One**

The Menan City Council determines that upon the recommendations of the Menan Planning and Zoning Commission and there being no objection by neighboring landowners following hearing, publication, and notice, it would be in the best interest of the City of Menan, to incorporate the below-described property as Village district into the City of Menan and as such, shall be subject to taxation by the City; such authority is pursuant to Idaho Code section 50-222:

**GENERAL LOCATION:**

3495 E. Menan-Lorenzo Highway, Menan, Jefferson County, Idaho.

**Instrument # 403058**

RIGBY, JEFFERSON, IDAHO  
2-12-2013 02:05:00 No. of Pages: 3  
Recorded for : CITY OF MENAN  
CHRISTINE BOULTER Fee: 16.00  
Ex-Officio Recorder Deputy  
Index to: ORDINANCE

**THE LEGAL DESCRIPTION IS:**

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 5 North, Range 38 East of the Boise Meridian, Section 32, More Particularly Described as Follows: Beginning at the East Quarter Corner of Section 32, Township 5 North, Range 38 East, B.M. Thence N00°36'20"W along the East line of Section 32 for a Distance of 37.00 feet to the North Right-of-Way line of F.A.P. No. RS-6746(2), said point also being the True Point of Beginning. Thence S89°10'06"W along said Right-of-Way for a Distance of 546.95 feet; Thence N00°36'20"W for a Distance of 652.99 feet; Thence S89°47'09"E for a Distance of 547.00 feet to the East line of Section 32; Thence S00°36'20"E for a Distance of 643.00 feet to the True Point of Beginning, Containing 8.14 Acres More or Less.

**Section Two**

The Mayor of the City of Menan is hereby authorized and directed to amend the zoning map of the territories zoned under the provisions of this Ordinance.

**Section Three**

The corporate limits of the City of Menan are hereby extended and increased so as to include and embrace within the corporate limits of the City of Menan the territory described in Section One hereof, and such territory is hereby annexed and declared to be a part of the City of Menan.

**Section Four**

The annexations are in accordance with the provisions of Menan City Ordinance #351, and Idaho Code Section 67-6525.

**Section Five**

The map or plat attached to this Ordinance is an accurate map of the territory annexed, the same is hereby adopted as the official map and plat of the territory hereby annexed, which map and plat shows legal boundaries thereof, together with the avenues, streets, alleys, and lanes and the locations thereof, the same is hereby dedicated to public use for the purposes designated on the map or plat.

**Section Six**

The Mayor of the City of Menan is hereby authorized and directed to certify that the map is an accurate map of the territory annexed under the provisions of this Ordinance.

**Section Seven**

The Ordinance, with a certified copy of the official map attached hereto, shall be recorded within ten (10) days of the passage of the Ordinance in the office of the auditor, treasurer and assessor, County of Jefferson, State of Idaho. Pursuant to Idaho Code section 50-223, a copy of this Ordinance shall also be filed with the Idaho State Tax Commission to comply with the requirements of Section 63-2215 of the Idaho Code.

**Section Eight**

The Menan City Council does not deem it appropriate to survey the land to be annexed in this instance.

**Section Nine**

On the filing and recording of the copy of this Ordinance, together with the attached official map, in the office of the County Recorder of the County of Jefferson, State of Idaho, the fee of all avenues, lanes, streets, highways, roads and alleys shown in the map shall vest in the City of Menan.

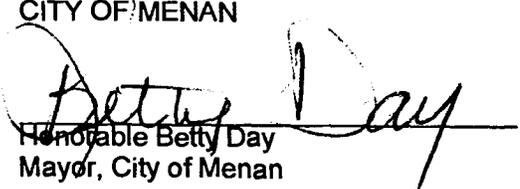
**Section Ten**

If any provision of this Ordinance shall be held invalid, its invalidity shall not affect any other provisions of this Ordinance that can be given effect without the invalid provision, and for the purpose of the provisions of this Ordinance are hereby declared to be severable.

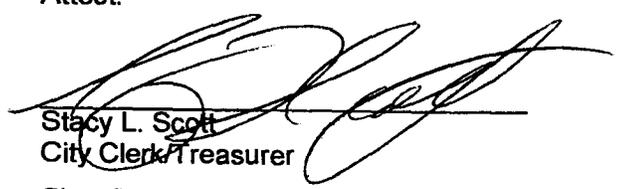
**Section Eleven**

This ordinance shall be effective upon passage and publication as provided by law. Enacted by the City Council as an Ordinance of the City of Menan on the 9th day of August, 2012.

CITY OF MENAN

  
Honorable Betty Day  
Mayor, City of Menan

Attest:

  
Stacy L. Scott  
City Clerk/Treasurer

City of Menan



# CITY OF MENAN

PO BOX 127

MENAN ID 83434

Phone (208) 754-8876

Fax (208) 754-0919

**Betty Day**

*Mayor*

**Cathy Harding**

*City Clerk*

Idaho State Tax Commission

Attn: Craig Johnson

PO Box 36

Boise, ID 83722-0410

RE: Ordinance No. 400 MENAN (City)

Dear Mr. Johnson:

Thank you for your letter in February regarding the documents that were submitted missing signatures and recording information. This has since been corrected and a copy of which is enclosed.

If you need anything further, please feel free to contact me at this office or via email at [menan@ida.net](mailto:menan@ida.net).

Sincerely,



Cathy Harding

City Clerk

RECEIVED

FEB 2 2013

TECHNICAL SUPPORT