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**CITY OF KUNA ORDINANCE NO. 2016-07
CITY OF KUNA, IDAHO**

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY, TO WIT: PARCEL NO. S1323212406 SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA INTO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Kuna, Idaho is a municipal corporation organized and operating under the laws of the State of Idaho and is authorized to annex into and incorporate within the boundaries of the City contiguous real property in the manner provided by Section 50-222, Idaho Code; and

WHEREAS, the owner of the parcel of real property situated in the unincorporated area of Ada County and as more particularly described in Section 2 of this ordinance, has requested, in writing, annexation of said real property to the City of Kuna; and

WHEREAS, the Planning and Zoning Commission of the City, pursuant to public notice as required by law, held a public hearing on January 26, 2016, as required by Section 67-6525, Idaho Code, made findings (approved by the Commission on January 09, 2016) where it was recommended to the Mayor and Council that the annexation and zoning request be approved with a zoning classification of R-6; and

WHEREAS, the Kuna City Council, pursuant to public notice as required by law, held a public hearing on March 1, 2016, on the proposed annexation and zoning for the real property described in Section 2 below, as required by Section 67-6525, Idaho Code, made findings (approved on March 15, 2016) where it determined that the requested annexation should be granted with a zoning classification R-6; and

WHEREAS, the zoning classification of R-6 is appropriate to meet the requirements of the Kuna City Code and should be granted.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KUNA, IDAHO, as follows:

Section 1: The Kuna City Council hereby finds and declares that the real property described below is contiguous to the City, that said property can be reasonably assumed to be

used for the orderly development of the City, and that the owner of said property has requested, in writing, annexation thereof to the City.

Section 2: The real property, all situated in Ada County, Idaho, adjacent and contiguous to the City, commonly known as Parcel No. S1323212406; and more particularly described in "Exhibit A" – Legal Description and "Exhibit B" – Location Map, attached hereto and incorporated herein by reference, is annexed to and incorporated in the incorporated territorial limits of the City of Kuna, Idaho.

Section 3: From and after the effective date of this Ordinance, all property and persons within the boundaries and territory described above shall be subject to all ordinances, resolutions, police regulations, taxation and other powers of the City of Kuna.

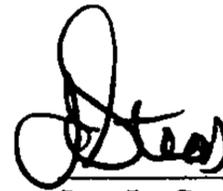
Section 4: The zoning land use classifications of the land described in Section 2 above is hereby established as R-6, as provided by the Zoning Ordinance of the City. The Zoning Map of the City is hereby amended to include the real property described in Section 2 above in the R-6 zoning land use classification.

Section 5: The City Clerk is hereby directed to file, within ten (10) days of passage and approval of this Ordinance, a certified copy of this Ordinance with the offices of the Auditor, Treasurer, and Assessor of Ada County, Idaho, and with the Idaho State Tax Commission, Boise, Idaho, as required by Section 50-223, Idaho Code, and to comply with the provisions of Section 63-215, Idaho Code, with regard to the preparation and filing of a map and legal description of the real property annexed by this Ordinance.

Section 6: This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law. In lieu of publication of the entire ordinance, a summary thereof in compliance with Section 50-901A, Idaho Code, may be published.

DATED this 1st day of March, 2016.

CITY OF KUNA Ada County, Idaho



Joe L. Stear, Mayor

ATTEST:



Chris Engels, City Clerk

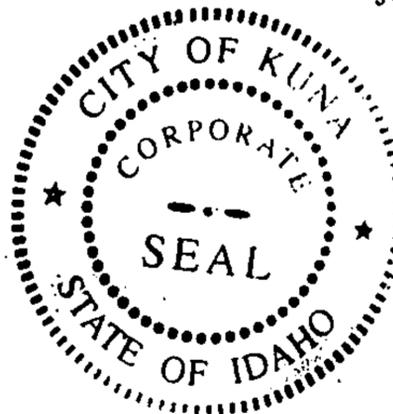


EXHIBIT A

CALHOUN/LIBERTY INVESTMENTS ANNEXATION

Legal Description

This parcel is a portion of the NE 1/4 NW 1/4 of Section 23 in Township 2 North, Range 1 West of the Boise Meridian, Ada County, Idaho and is more particularly described as follows:

COMMENCING at the northeast corner of the NE 1/4 NW 1/4, (N 1/4 Corner, Section 23), a found brass cap monument;

Thence South 00° 22' 07" East along the east boundary of the NE 1/4 NW 1/4 a distance of 61.98 feet;

Thence South 89° 37' 53" West a distance of 30.00 feet to the **TRUE POINT OF BEGINNING**, said point being on the west right of way for School Street, a 5/8 x 30-inch rebar set with a plastic cap stamped P.L.S. 15352;

Thence South 00° 22' 07" East parallel with the east boundary of the NE 1/4 NW 1/4 and along the west right-of-way of South School Street a distance of 715.30 feet to a point on the centerline of the Teed Lateral, a Magnail set with an aluminum washer stamped P.L.S. 15352 in a concrete bridge deck;

Thence traversing said centerline as follows:

North 70° 41' 40" West a distance of 107.08 feet;

Thence North 38° 02' 32" West a distance of 103.87 feet to a point on the south boundary of the N 1/2 NE 1/4 NW 1/4 witnessed by a 1/2 X 24-inch rebar set with a plastic cap stamped P.L.S. 15352 bearing South 89° 38' 12" West a distance of 17.00 feet;

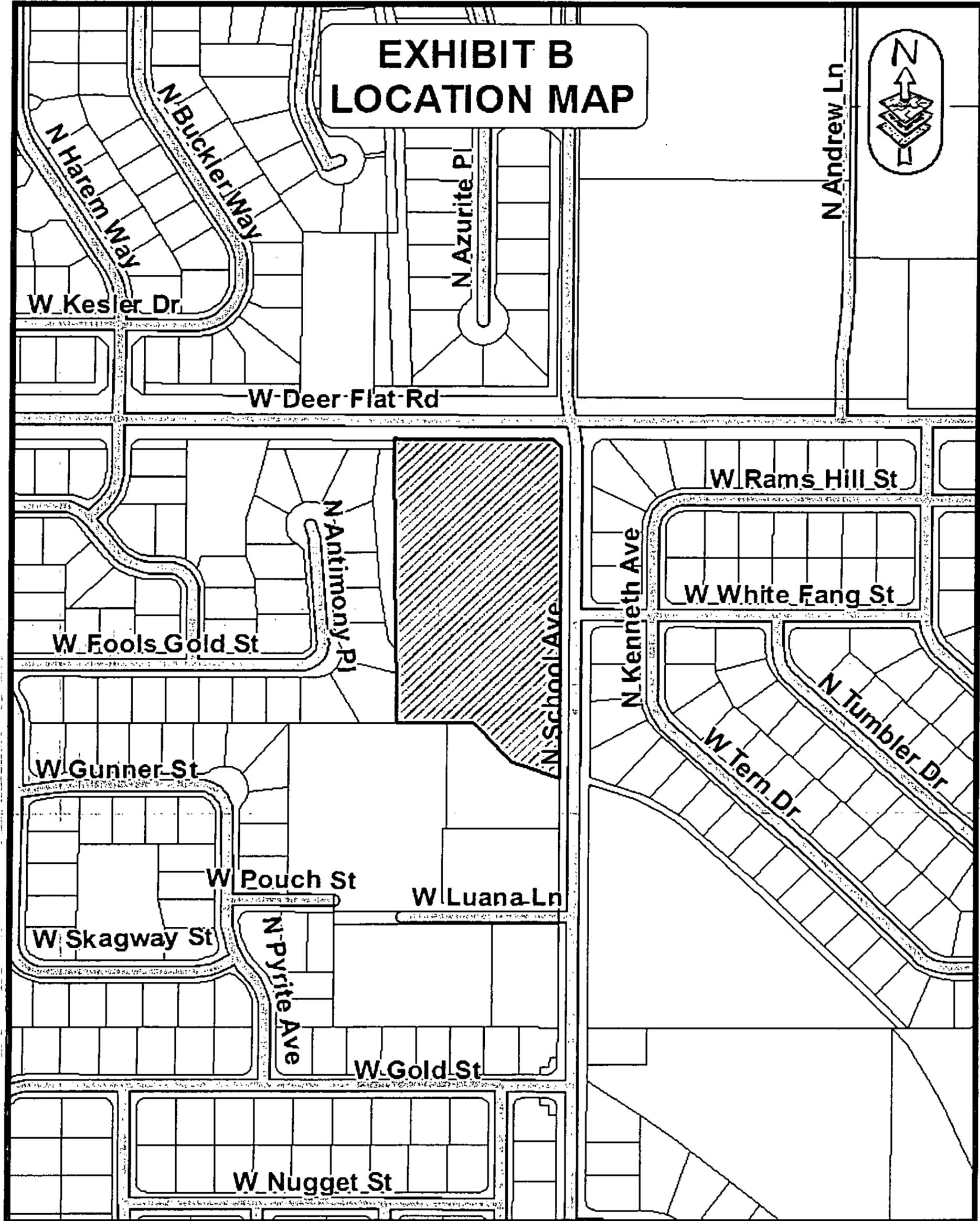
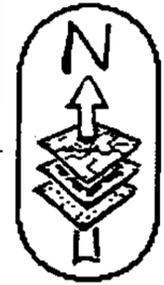
Thence South 89° 38' 12" West along the south boundary of the N 1/2 NE 1/4, NW 1/4 a distance of 173.27 feet to a point witnessed by a found 5/8-inch diameter rebar bearing North 01° 07' 22" West a distance of 0.34 feet;

Thence North 01° 07' 22" West along the east boundary of Goldcreek Subdivision No. 2 as shown on the official plat in the Office of the Recorder for Ada County, Idaho a distance of 614.31 feet to a point on the South right of way of Deer Flat Road witnessed by a found 1/2-inch diameter rebar bearing South 01° 07' 22" East a distance of 23.00 feet;

Thence North 89° 40' 18" East along said south right of way a distance of 328.67 feet to a 5/8 x 30-inch rebar set with a plastic cap stamped P.L.S. 15352;

Thence South 45° 20' 49" East a distance of 24.05 feet to the **TRUE POINT OF BEGINNING**, containing 5.195 acres, more or less, and being subject to any and all easements and rights of way of record or implied.

EXHIBIT B LOCATION MAP



N Harem Way

N Buckler Way

W Kesler Dr

N Azurite Pl

N Andrew Ln

W Deer Flat Rd

W Rams Hill St

W White Fang St

W Fools Gold St

N Antimony Pl

N School Ave

N Kenneth Ave

W Tern Dr

N Tumbler Dr

W Gunner St

W Pouch St

W Luana Ln

W Skagway St

N Pyrite Ave

W Gold St

W Nugget St

**SUMMARY OF
ORDINANCE NO. 2016-07**

AN ORDINANCE OF THE CITY OF KUNA, A MUNICIPAL CORPORATION OF IDAHO, ANNEXING CERTAIN REAL PROPERTY, TO WIT: PARCEL NO. S1323212406 SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA INTO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

The full text of this ordinance is available at the City Clerk's Office, Kuna City Hall, 763 W. Avalon Street, Kuna, Idaho.

THE FOREGOING SUMMARY IS APPROVED for publication this 1st day of March, 2016 by the City Council of the City of Kuna.

CITY OF KUNA, a Municipal Corporation
of Idaho



Joe L. Stear, Mayor

ATTEST:



Chris Engels, City Clerk



I have reviewed the foregoing summary and believe that it provides a true and complete summary of Ordinance No.2016-07 and that the summary provides adequate notice to the public of the contents of this ordinance.

DATED this 1st day of March, 2016.



Richard T. Roats, City Attorney

PUBLISHED: March 9, 2016



CITY OF KUNA
P. O. BOX 13
KUNA, ID 83634

Telephone (208) 922-5546 Fax (208) 922-5989 E-mail:
CityClerk@cityofkuna.com

March 2, 2016

Jeff Servatius
Idaho State Tax Commission
800 Park Blvd., Plaza IV
Boise, Idaho 83722

Subject: Ordinance No. 2016-07 Annexing Real Property

Dear Jeff,

You will find enclosed a copy of City of Kuna Ordinance No. 2016-07, City of Kuna Ordinance annexing certain real property. Please make these changes in your records.

If you have any questions or concerns, please call me at 922-5546.

Sincerely,

A handwritten signature in cursive script that reads "Monica Ford".

Monica Ford
Customer Service Specialist

Enclosure