



No. 2016-3

**RESOLUTION AND ORDER APPROVING THE INCLUSION AND ANNEXATION  
OF THE CITY OF OLDTOWN INTO THE WEST PEND OREILLE FIRE DISTRICT  
(IDAHO STATUTE 31.1429)**

WHEREAS, the real property comprising the City of Oldtown lies within and adjacent and contiguous with the boundaries of the West Pend Oreille Fire District, and,

WHEREAS, it appears in the best interests of the citizens and property owners of the City of Oldtown and the West Pend Oreille Fire District that all properties within the city limits of the City of Oldtown be included within and be made a part of the West Pend Oreille Fire District, and,

WHEREAS, Idaho Code 31.1429 authorizes and provides for the inclusion and annexation of properties within the limits of a city to be included and annexed into the limits of a fire protection district,

NOW ,THEREFORE, BE IT RESOLVED AND ORDERED, that the members of the board of Commissioners of West Pend Oreille Fire District are authorized and directed and may delegate the execution and submit of a request to the Board of County Commissioners, as directed by law, for the inclusion and annexation into the West Pend Oreille Fire District of that property commonly referred to as the City of Oldtown, located in Section 24 Township 56N Range 6W, pursuant to the attached description and maps;

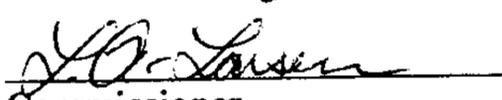
BE IT FURTHER RESOLVED AND ORDERED that the Commissioners and their delegates shall take all steps necessary to comply with a submission for inclusion/annexation pursuant to Idaho Statute 31.1429.

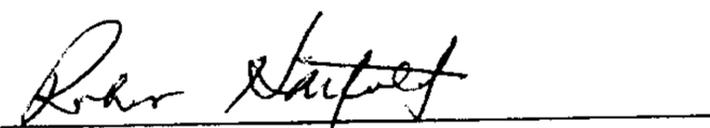
PASSED and ADOPTED at a regular meeting by unanimous approval July 19, 2016

Dated this Date: 7-19-2016

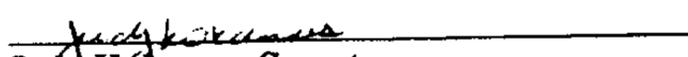
Approved: 

Chairman

  
Commissioner

  
Commissioner

Attest:

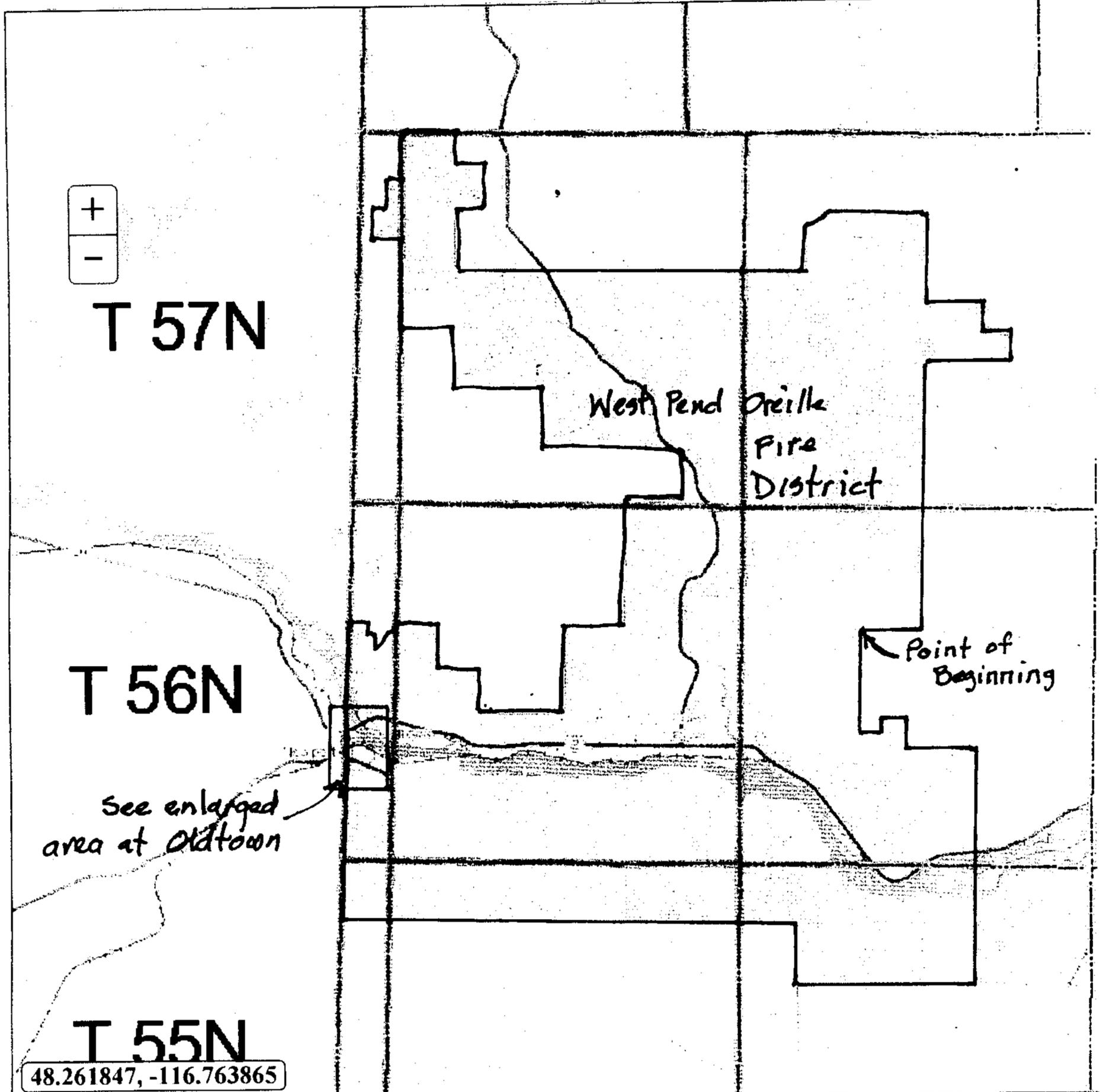
  
Judy Kokanos, Secretary

# Bonner County Map Public Map Viewer

Clear Graphics

Basemaps

Feature Labels



T 57N

West Pend Oreille  
Fire  
District

T 56N

Point of  
Beginning

See enlarged  
area at Oldtown

T 55N

48.261847, -116.763865

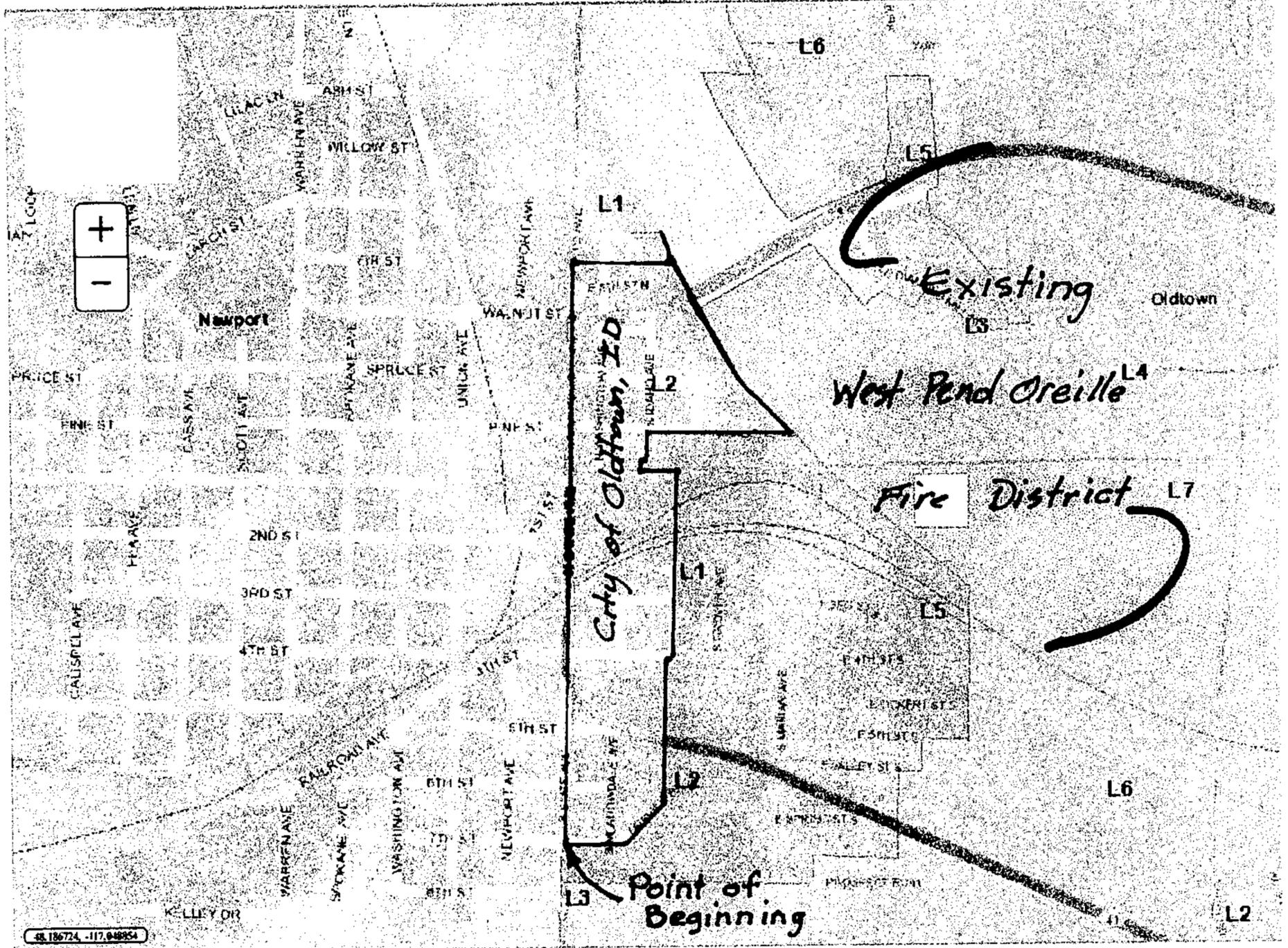


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Clear Graphics

Basemaps

Feature Labels



CITY OF OLTOWN, IDAHO BOUNDARY DESCRIPTION OF LAND TO BE INCLUDED  
IN  
WEST PEND OREILLE FIRE DISTRICT

Beginning at the NW corner of Block 3, Plat of Cedar Park Addition to Oltown, Book 1 page 74, said point being on the Idaho-Washington state line;

Thence, East along the south line of Seventh Street to its intersection with the southeasterly boundary of Boulevard;

Thence, continuing in a northeasterly direction along the southeasterly boundary of Boulevard to its intersection with Grand Avenue;

Thence, North along the east line of Grand Avenue and continuing along a line that would represent an extension of the east line of Grand Avenue along the west line of Block 11, Cedar Park Addition to Oltown, Book 1, Page 74 to the south line of Lot 17, Ankerson's Addition, Book 6, Page 146;

Thence, East to the SE corner of said Lot 17;

Thence, North along the east line of Lot 17, Ankerson's Addition, Book 6, Page 146 to a point on the north line of Fourth Street, Norton's Addition, Book 1, Page 33;

Thence, East along the north line of Fourth Street to an intersection of the projected west line of Montana Avenue (Norton's Addition, Book 1, Page 33);

Thence, North along the west line of Montana Avenue to a point where a northerly extension of the west line of Montana Avenue would intersect the south line of First Street of the Plat of Newport, Idaho, Book 1, Page 6;

Thence, Westerly along the south line of said First Street to the centerline of Block 19, Plat of Newport, Idaho, Book 1, Page 6;

Thence, Northerly along the centerline of Block 19 to a point on the south line of Second Street;

Thence, Easterly along an extension of the south line of Second Street to a point thereon where said extension would intersect the meander line of the Pend Oreille River;

Thence, Northwesterly along said meander line to a point where an easterly extension of the south line of Government Lot 1, Section 24, T56N, R6W would intersect the meander line of the Pend Oreille River;

Thence, West along the south line of Said Government Lot 1 to the west line of said Section 24, being the Idaho-Washington state line;

Thence, South to the Point of Beginning.

June 20, 2016

## WEST PENDOREILLE FIRE DISTRICT BOUNDARY DESCRIPTION

(Including Oltown, Idaho)

Beginning at the NE corner of Section 20, T 56N, R4W of the Boise Meridian;

Thence, South to the NE corner of the SE1/4 SE1/4 of said Section 20;

Thence, East to the NE corner of the W1/2 SE1/4 SW1/4 of Section 21, T56N, R4W;

Thence, North to the NW corner of the E1/2 of the NE1/4 SW1/4 of said Section 21;

Thence, East to the NE corner of the NW1/4 SE1/4 of said Section 21;

Thence, South to the SE corner of the SW1/4 SE1/4 of said Section 21;

Thence, East to the NE corner of Section 27, T56N, R4W;

Thence, South to the SE corner of Section 10, T55N, R4W;

Thence, West to the SW corner of Section 8, T55N, R4W;

Thence, North to the NW corner of Section 8, T55N, R4W;

Thence, West to the SW corner of Section 1, T55N, R6W, Said point being on the Idaho-Washington state line;

Thence, North along said state line to the NW corner of Government Lot 1, Section 13, T56N, R6W;

Thence, East to the NW corner NE1/4 Section 13, T56N, R6W;

Thence, South to the NW corner of the W1/2 SW1/4 NE1/4 of Section 13, T56N, R6W; Thence,

East to the NE corner of the W1/2 SW1/4 NE1/4 of Section 13, T56N, R6W;

Thence, South along the east line of the W1/2 SW1/4 NE1/4 to a point 300' north of the centerline of Langille Canyon Road;

Thence, Northeasterly along a line parallel to and 300' northwest of the centerline of Langille Canyon Road to a point on the west line of Section 18, T56N, R5W;

Thence, North to the NW corner of Section 18, T56N, R5W;

Thence, East to the NE corner of the NW1/4 NE 1/4 of said Section 18; Thence,

South to the NE corner of the SW1/4 SE1/4 of said Section 18; Thence, East to

the NE corner of the SE1/4 SW1/4 of Section 17, T56N, R5W; Thence, South to the

Center of Section 20, T56N, R5W;

Thence, East to the east 1/4 corner of Section 21, T56N, R5W;  
Thence, North to the NW corner of Section 15, T56N, R5W; Thence, East to  
the NE corner of said Section 15;

Thence, North to the NW corner of Section 2, T56N, R5W;  
Thence, continuing North to the NW corner of the SW1/4 SW1/4 SW1/4 of Section 35, T57N, R5W;

Thence, East to the east line of said Section 35;  
Thence, North to the NW corner of Section 36, T57N, R5W; Thence, West to the  
south 1/4 corner of Section 28, T57N, R5W; Thence, North to the north 1/4  
corner of said Section 28; Thence, West to the SW corner of Section 20,  
T57N, R5W; Thence, North to the NW corner of said Section 20;

Thence, West to the SW corner of Section 18, T57N, R5W; Thence, North to  
the west 1/4 corner of Section 7, T57N, R5W;

Thence, West to the SE corner of Government Lot 2, Section 12, T57N, R6W;  
Thence, North to the NE corner of Government Lot 1 in said Section 12; Thence, East to  
the west line of the E1/2 of the SE1/4 of Section 1, T57N, R6W;

Thence, North to the NW corner of the E1/2 of the SE1/4 of said Section 1;  
Thence, East to the East 1/4 corner of said Section 1; Thence, North to  
the NW corner of Section 6, T57N, R5W; Thence, East to the NE corner  
of said Section 6;

Thence, South to the SW corner of Government Lot 5 in Section 5, T57N, R5W;  
Thence, East to the SE corner of Government Lot 6 in Section 5; Thence, South to  
the south 1/4 corner of said Section 5; Thence, West to the SW corner of  
said Section 5;

Thence, South to the NW corner of Section 17, T57N, R5W;

Thence, East to the SW corner of Section 8, T57N, R4W;

Thence, North along the west line of said Section 8 to the centerline of Priest River;

Thence, Northeasterly along the centerline of Priest River to the north line of said Section 8; Thence,  
East to the NE corner of Section 9, T57N, R4W;

Thence, South to the east 1/4 corner of Section 16, T57N, R4W; Thence,  
East to the east 1/4 corner of Section 15, T57N, R4W; Thence, South to  
the SE corner of said Section 15;

Thence, east to the north <sup>1</sup>/<sub>4</sub> corner of Section 23, T57N, R4W; Thence,  
South to the center of said Section 23;

Thence West to the west 1/4 corner of Section 22, T57N, R4W; Thence,  
South to the SE corner of Section 9, T56N, R4W; Thence, West to  
the SW corner of said Section 9;

Thence, south to the point of beginning.

Revised June 20, 2016

**ORDINANCE No. 2016-6**

**AN ORDINANCE OF THE CITY OF OLDTOWN, IDAHO, FOR INCLUSION INTO AND ANNEXATION TO THE WEST PEND ORIELLE FIRE DISTRICT; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.**

**WHEREAS**, the City Council of Oldtown is a municipal corporation of the State of Idaho; and,

**WHEREAS**, the City Council and Mayor of the City of Oldtown have the authority and duty to provide for the safety and protection of the citizens and property located within the City of Oldtown; and,

**WHEREAS**, West Pend Oreille Fire District is an established fire prevention and fire protection district created and functioning under the provisions of Chapter 14 of Title 31, Idaho Code; and,

**WHEREAS**, the real property comprising the City of Oldtown lies within and adjacent and contiguous with the boundaries of the West Pend Oreille Fire District; and,

**WHEREAS**, the Mayor and City Council of the City of Oldtown have determined that it is in the best interests of the citizens and property owners of the City of Oldtown that all properties within the city limits of the City of Oldtown be included within and be made a part of the West Pend Oreille Fire District; and,

**WHEREAS**, Idaho Code 31-1429 authorizes and provides for the inclusion of properties within the city limits of a city into the limits of a fire protection district,

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and City Council of the City of Oldtown, Idaho:

1. All of the properties within the city limits of the City of Oldtown be and are hereby included and annexed within the boundaries and limits of the West Pend Oreille Fire District.
2. The limits and boundaries of the West Pend Oreille Fire District shall be amended and modified to include all real property within the city limits of the City of Oldtown.
3. The inclusion of the properties within the limits of the City of Oldtown into the West Pend Oreille Fire District is made and authorized pursuant to Idaho Code 31-1429.
4. This Ordinance shall be in full force and effect upon its publication according to law in the Bonner County Daily Bee, a newspaper of general distribution and hereby declared to be the newspaper for publication of this Ordinance.
5. The Mayor shall sign, execute, and deliver; and the City Clerk shall attest, upon approval as necessary by the City Council, any instrument or document necessary to accomplish the same upon presentment by the West Pend Oreille Fire District.

Passed by the City Council and approved by the Mayor, under suspension of the rules, as an Ordinance of the City of Oldtown, Bonner County,

PASSED May 9<sup>th</sup>, 2016

Regularly considered, passed and approved under suspension of the rules by the City Council and Mayor of the City of Oldtown, Bonner County, Idaho on this 9<sup>th</sup> day of May 2016

The regular monthly meeting of the Oldtown City Council was called to order by Mayor, Lonnie Orr, on Monday, May 09, 2016, at 6:30 p.m. at Oldtown City Hall.

Roll Call:

Present: Lonnie Orr, Susan Jones, Anna Burns, Gene Scott, Bobby Jones

Staff Present:

City Clerk/Treasurer, Alicia C. Ehrmantrout

Minutes:

Bobby made the MOTION, seconded by Anna, to approve the minutes of the last regular meeting. Motion carried.

Unfinished Business:

Water/Sewer Extension Project Update: No new updates.

Transportation Plan: No new updates at this time

New Business:

Annexation into the Fire District: Susan made the MOTION, seconded by Anna to waive the three readings of the full title of Ordinance 2016-6. Roll call vote: Anna, Aye. Bobby, Aye. Gene, Aye. Susan, Aye. Motion carried unanimously.

Bobby made the MOTION, seconded by Susan to pass Ordinance 2016-6. Roll call vote: Anna, Aye. Bobby, Aye. Gene, Aye. Susan, Aye. Ordinance 2016-6 passed unanimously.

Oldtown Sheds: Bobby made the MOTION, seconded by Susan to approve Oldtown Sheds Business License. Motion carried.

New Employees: Shad Brennan and Kevin Wylie have been hired on 30 day trial basis. At the end of the 30 day trial, Mr. Brennan will be part time and Mr. Wylie will be full time employees.

Financial:

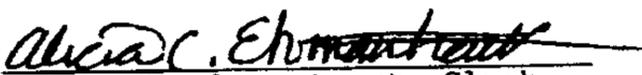
The bank statement reconciliation for the month of April was presented. Susan made the MOTION, seconded by Bobby to approve the reconciliation. Motion carried.

Bills were presented for payment. Gene made the MOTION, seconded by Anna to approve the bills as presented. Motion carried.

The next Council meeting will be held at 6:30 p.m. at Oldtown City Hall on Monday, June 13, 2016.

Gene made the MOTION, seconded by Anna to adjourn the meeting. Motion carried. Meeting was adjourned at 7:33 p.m.

  
Lonnie L. Orr, Mayor

  
Alicia C. Ehrmantrout, Clerk



## Bonner County Commissioners

1500 Hwy 2, Ste. 308 • Sandpoint, ID 83864 • Phone: (208) 265-1438

August 9, 2016

### Memorandum

To: Commissioners

Re: West Pend Oreille Fire District - Annexation of City of Oldtown

Commissioners,

Idaho Code 31-1429 states that any area embraced within the limits of any city may, with the consent of the governing boards of such city and the respective fire protection district, expressed by ordinance or resolution, be included within the limits of a fire protection district, when formed, or be subsequently annexed thereto.

Bonner County has received a Resolution and Order from the West Pend Oreille Fire District approving the inclusion and the annexation of the City of Oldtown into the West Pend Oreille Fire District.

Bonner County has also received an Ordinance of the City of Oldtown, Idaho ordering all of the properties within the city limits of the City of Oldtown be included and annexed within the boundaries and limits of the West Pend Oreille Fire District.

Attached for your consideration is an Order of Annexation to the West Pend Oreille Fire District which will be recorded with the Bonner County Recorder and then will be forwarded to the State Tax Commission for their review and approval.

Legal Review: SB

Distribution: Record Original Order, Recorded Certified Copy to State Tax Commission and Assessor

City of Oldtown: 215 N. Washington Ave, Oldtown, ID 83852

West Pend Oreille Fire District: P.O. Box 1267, Priest River, ID 83856

**A suggested motion would be:** Mr. Chairman based on the information before us I move to approve the Order of Annexation of the City of Oldtown into the West Pend Oreille Fire District.

Recommendation Acceptance:  yes  no

Cary Kelly  
Commissioner Cary Kelly, Chairman

Date: 8/9/16



# Idaho Statutes

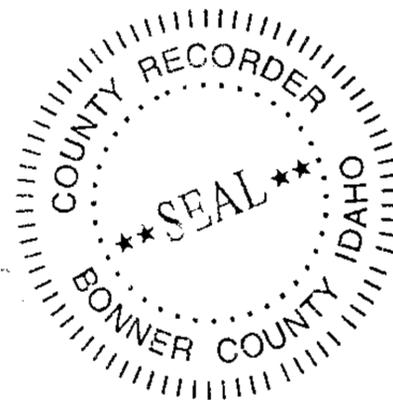
## TITLE 31 COUNTIES AND COUNTY LAW

### CHAPTER 14 FIRE PROTECTION DISTRICT

31-1429. INCLUSION, ANNEXATION OR WITHDRAWAL OF AREA IN CITIES. Except as otherwise provided in section 50-224, Idaho Code, any area embraced within the limits of any city may, with the consent of the governing boards of such city and the respective fire protection district, expressed by ordinance or resolution, be included within the limits of a fire protection district, when formed, or be subsequently annexed thereto. Any area in any city embraced within the limits of a fire protection district, shall, upon the consent of the governing boards of such city and fire protection district, expressed by ordinance or resolution, be withdrawn from such fire district.

History:

[31-1429, added 1943, ch. 161, sec. 29, p. 324; am. 1949, ch. 82, sec. 1, p. 144; am. 1984, ch. 202, sec. 6, p. 497; am. 1996, ch. 360, sec. 8, p. 1215; am. 2006, ch. 318, sec. 28, p. 1008.]



**STATE OF IDAHO**

County of Bonner

I, Michael W. Rosedale, County Recorder in and for the county and state aforesaid, do hereby certify that the foregoing instrument is a true and correct copy of the original thereof recorded in my office by instrument number 893091

Witness my hand and seal,

The 10<sup>th</sup> day of Aug, 2016.

**BONNER COUNTY RECORDER**

By Cynthia Brasen Deputy