

ORDINANCE NO. 2020-637

ORDINANCE OF THE CITY OF HEYBURN, ANNEXING PROPERTY OWNED BY MICHAEL & KIMBERLY BALL, UNINCORPORATED MINIDOKA COUNTY PROPERTY LOCATED AT 506 SOUTH RIVER DRIVE, HEYBURN, IDAHO, TO CITY OF HEYBURN; ZONING PROPERTY AS RESIDENTIAL LOW; AMENDING ZONING MAP.

WHEREAS, Idaho Code 50-222(1) permits cities to annex properties reasonably necessary to assure orderly development, allow efficient and economically viable provision of tax-supported and fee-supported municipal services, enable orderly development of private lands which benefit from cost-effective availability of municipal services in urbanizing areas, and equitably allocate costs of public services in management of development on urban fringe; and

WHEREAS, Idaho Code 50-222(3)(a)(i) permits a city to annex land contiguous to the city where the private landowner consents or residential land within the Comprehensive Plan area or enclaved properties surrounded by city land or impact area; and

WHEREAS, Michael & Kimberly Ball are the record owners of 506 South River Drive, Heyburn, and are receiving city water and sewer services for more than 20 years and consent to annexation was signed 3 August 2004, and

WHEREAS, the Ball parcel is an enclaved property surrounded by city annexed lands or city impact area; and

WHEREAS, Idaho Code 67-6511 authorizes boards to establish standards regarding the use of properties and 67-6509 provide the procedural requirements for the planning and zoning commission to conduct at least one hearing before recommending zoning to the governing board; and

WHEREAS, Heyburn Planning & Zoning, after hearing and meeting held 22 October 2020, reviewed and recommended annexation and zoning the Ball property as Residential Low; now

BE IT ORDAINED by the Mayor and Council of City of Heyburn as follows:

1. The Ball property, RP027800000010, located at 506 South River Drive, Heyburn, Idaho, known by the legal description:


Lot 1 of the Sonville Subdivision, according to the official plat thereof, now on file in the Office of County Recorder, Minidoka County, Idaho, recorded 5 November 1962 as Instrument No. 160679, Minidoka County records.

represented by the attached map and plat, is contiguous to City of Heyburn, annexed into, and declared part of City of Heyburn.

2. The zoning land classifications of the Ball property be established as Residential Low and the Zoning Map of Heyburn be amended to include the real properties annexed and zoned.

3. The address of the current house located on this parcel shall be 506 South River Drive, Heyburn, Idaho.

Instrument # 559308

MINIDOKA COUNTY, RUPERT, IDAHO
1-15-2021 02:54:22 PM No. of Pages: 6
Recorded for : CITY OF HEYBURN
TONYA PAGE Fee: 0.00
Ex-Officio Recorder Deputy 

4. This ordinance shall be in full force and effect upon passage, approval, and publication according to law.

PASSED and ADOPTED by the City Council of City of Heyburn, State of Idaho.

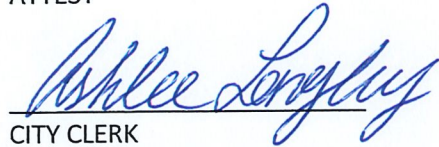
DATED 13 January 2021

THE CITY OF HEYBURN

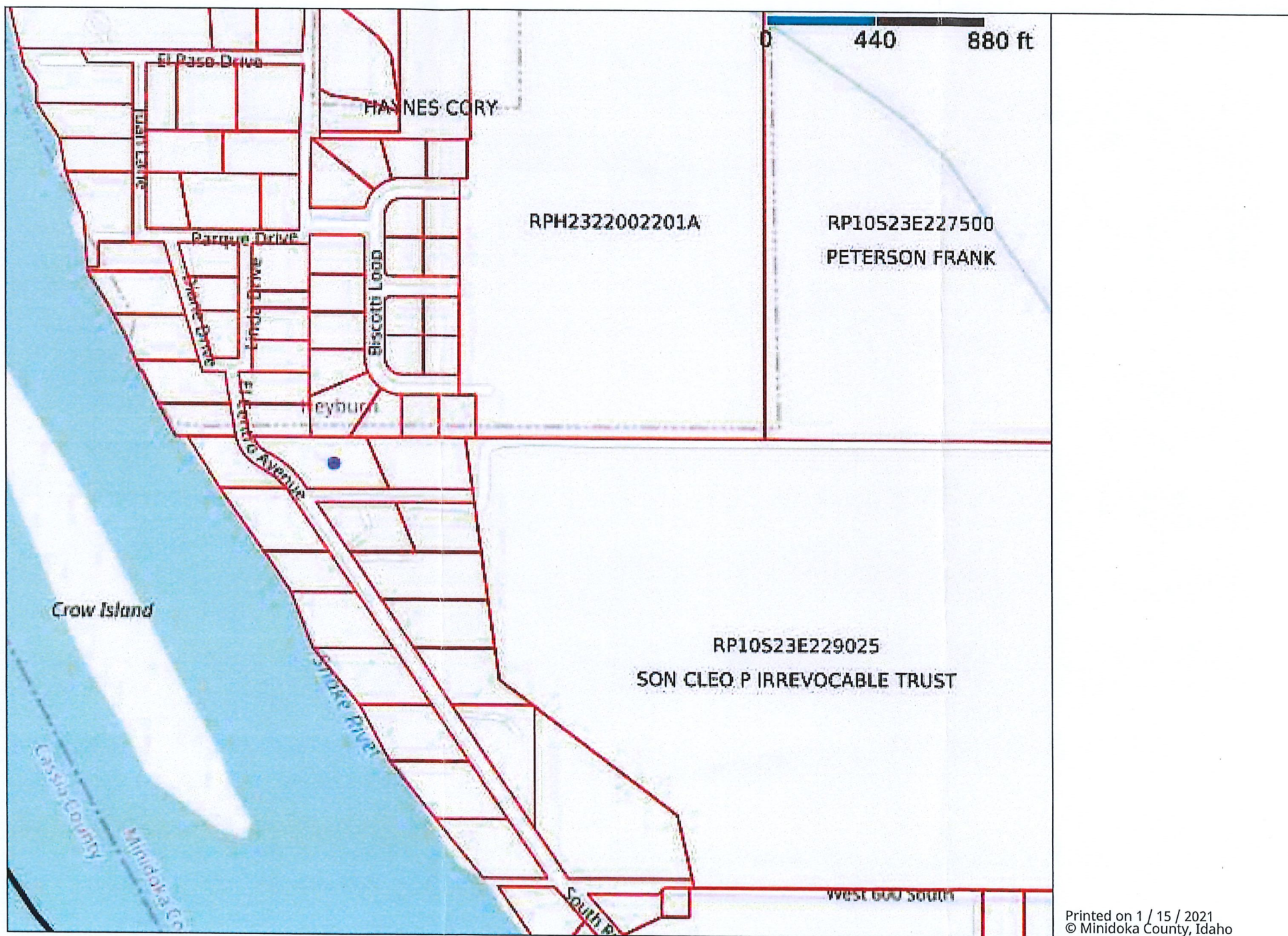


MAYOR
DICK GALBRAITH

ATTEST



CITY CLERK
ASHLEE LANGLEY



ANNEXATION OF THE LANDS OF BALL, LOT I OF THE SONVILLE
SUBDIVISION AS PLATTED. NOT SURVEYED, BOUNDARY RESOLVED BY
RECORD CALLS AND FILED RECORD OF SURVEYS.

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

SECTION 22: A PORTION OF GOVERNMENT LOT 6 MORE
 PARTICULARLY DESCRIBED BELOW:

COMMENCING AT THE CENTER SECTION CORNER MONUMENTED BY A 3"
PIPE, C.P. RECORDED MAY18, 1983 AS INSTR. No. 333896 AND RUNNING
THENCE ALONG THE EAST LINE OF GOVERNMENT LOT 5 SOUTH 0°21'39"
EAST 1320.21 FEET TO THE SOUTHEAST CORNER OF GOVERNMENT LOT 5
MONUMENTED BY A 5/8" REBAR AND THE TRUE POINT OF BEGINNING.

THENCE ALONG THE SOUTH OF SAID GOVERNMENT LOT 5 SOUTH 89°48'14"
WEST 206.27 FEET TO A POINT ON THE EAST BOUNDARY OF RIVER DRIVE;

THENCE ALONG SAID EAST BOUNDARY OF RIVER DRIVE SOUTH 10°24'54"
EAST 15.35 FEET TO A POINT OF CURVATURE;

THENCE CONTINUING ALONG SAID EAST BOUNDARY ALONG A CURVE TO
THE LEFT WITH RADIUS OF 50.00 FEET, LENGTH OF 44.58 FEET, TANGENT OF
23.89 FEET, DELTA OF 51°04'58", CHORD OF 43.12 FEET AND CHORD
BEARING SOUTH 35°57'23" EAST;

THENCE CONTINUING ALONG SAID EAST BOUNDARY SOUTH 61°29'52"
EAST 13.61 FEET TO A POINT OF CURVATURE;

THENCE CONTINUING ALONG SAID EAST BOUNDARY ALONG A CURVE TO
THE RIGHT WITH RADIUS OF 244.20 FEET, LENGTH OF 104.39 FEET;
TANGENT OF 53.00 FEET; DELTA OF 24°29'29", CHORD OF 103.59 FEET AND
CHORD BEARING SOUTH 49°15'07" EAST;

THENCE CONTINUING ALONG SAID EAST BOUNDARY SOUTH 37°00'23"
EAST 54.48 FEET TO THE SOUTHWEST CORNER OF LOT I;

THENCE ALONG THE SOUTH LOT I LINE NORTH 89°48'14" EAST 254.00 FEET;

THENCE ALONG THE EAST LINE OF LOT I NORTH 22°43'40" WEST 182.02
FEET TO A POINT ON THE NORTH LINE OF GOVERNMENT LOT 6;

THENCE ALONG SAID NORTH LINE SOUTH 89°48'14" WEST 128.73 FEET TO
THE TRUE POINT OF BEGINNING.

SONVILLE SUBDIVISION LOT I CONTAINS 1.15 ACRES.