



ORDINANCE NO. 862

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF REXBURG, IDAHO; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF REXBURG, IDAHO; AND AMENDING AND CHANGING THE ZONING MAP OF THE CITY OF REXBURG, IDAHO, AND THE MADISON COUNTY-REXBURG COMPREHENSIVE PLAN 2000 TO SHOW SUCH ANNEXATION AND THE CLASSIFICATION OF THE SAME UNDER THE ZONING ORDINANCE OF THE CITY OF REXBURG, IDAHO; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

WHEREAS, the lands hereinafter described are contiguous and adjacent to the City of Rexburg, Idaho, and have been laid off, subdivided or platted, and/or the City has been requested to annex the same to the City of Rexburg, Idaho, and

WHEREAS, it appears to the Mayor and City Council of the City of Rexburg, Idaho, that the hereinafter described property is subject to annexation to the City of Rexburg under and pursuant to the provisions of Section 50-222, Idaho Code, and that said land should be annexed to and become a part of the City of Rexburg, Idaho, and

WHEREAS, the City Council referred the zoning of the affected territory for report and recommendations to the Planning and Zoning Commission, and the Planning and Zoning Commission made its report and recommendations for zoning classification of the hereinafter described property proposed to be annexed, and

WHEREAS, the Council has determined that the proper classification under the Zoning Ordinance of the City of Rexburg, Idaho, for the property to be annexed is as hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF REXBURG, AS FOLLOWS:

SECTION I: That the following described lands situated in Madison County, Idaho, to-wit:

Parcel 1 - known as Platinum Development Property

Beginning at a point that is North 89°31'39" East 1726.69 feet along the North line of Section 20, from the Northwest corner of Section 20, Township 6 North, Range 40 East of the Boise Meridian, said point being the Northwest corner of Instrument No. 176358, and running thence South 0°00'04" East 1882.81 feet to the center of Teton River; thence South 53°28'21" West 105.09 feet along the center of said river; thence South 88°22'16" West 129.93 feet along the center of said river to the Rexburg City Limit Line; thence South 0°21'00" East 639.76 feet along said North-South Rexburg City Limit Line to the East-West center line of said Section 20; thence South 89°59'21" East 1144.74 feet along an East-West Rexburg City Limit Line and the East-West center line of said Section 20; thence North 0°01'37" East 694.04 feet to the center of Teton River; thence North 53°59'11" West 164.19 feet along the center of said river; thence North 47°46'52" East 798.87 feet; thence North 13°51'39" East 113.76 feet; thence North 15°00'13" East 127.70 feet; thence North 0°48'40" East 128.20 feet; thence North 21°25'15" West 142.05 feet; thence North 0°18'37" East 53.39 feet; thence North 9°43'58" East 81.95 feet; thence North 25°39'00" East 195.43 feet; thence North 34°31'46" East 99.12 feet; thence North 22°34'23" East 100.76 feet; thence North 11°10'04" East 77.86 feet; thence North 13°03'58" East 161.12 feet; thence North 4°20'28" East 44.20 feet; thence North 2°24'15" East 18.72 feet to the Northeast corner of Instrument No. 176358; thence South 89°31'27" West 1653.05 feet along the North line of Section 20 to the Point of Beginning, containing 77.08 acres.

The property north of the river is hereby classified and zoned as Low Density Residential 1 (LDR1) and the property south of the river will remain zoned as Agriculture (A).

Parcel 2 - known as Hidden Valley Subdivision

Beginning at a point 1947 feet East of the Northwest corner of the Northeast Quarter of Section 29, Township 6 North, Range 40 East, Boise Meridian and running thence South 1320 feet; thence West 1947 feet to a point on the West section line, thence North along the section line 1320 feet to the NW1/4 of the NE1/4; thence North along the west section line of Section 20, 883.94 feet; thence East 1563.19 feet; thence South 0°14'21" West 883.94 feet along the east side of Hidden Valley Subdivision Phases 1 and 2 to a point on the section line dividing Section 20 from 29; thence East along said section line 387.50 feet to the point of beginning.

Less those areas previously annexed to the City.

The property is hereby classified and zoned as Low Density Residential (LDR1).

Parcel 3 - known as the Industrial area

Those parcels that are contained in the East half of the Southeast Quarter of Section 25, Township 6 North, Range 39 E., Boise Meridian.

Less those areas previously annexed into the City

The property is hereby classified and zoned as Light Industrial (LI)

shall be, and the same hereby is annexed to the City of Rexburg and shall be, and is hereby declared to be a part of the City of Rexburg, Idaho.

SECTION II: That the above described property hereby annexed to the City of Rexburg be, and the same is hereby classified under the Zoning Ordinance of the City of Rexburg as above set forth; that the Zoning Map and the Madison County-Rexburg Comprehensive Plan 2000 shall be amended to show this annexation and classification of the above described property so annexed and that said amendment shall be certified to and declared to be the official Zoning Map of the City of Rexburg by a certificate of the Mayor and Council of the City of Rexburg endorsed thereon.

SECTION III: This ordinance shall be in full force and effect from and after its passage, approval and due publication.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 19th day of December, 2001.

Bruce Sutherland, Mayor

(SEAL)

ATTEST:

Marilyn Wasden, City Clerk

STATE OF IDAHO)
)ss.
County of Madison)

I, MARILYN WASDEN, City Clerk of the City of Rexburg, Idaho, do hereby certify: That the above and foregoing is a full, true and correct copy of the Ordinance entitled:

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF REXBURG, IDAHO; DESCRIBING SAID LANDS AND DECLARING SAME A PART OF THE CITY OF REXBURG, IDAHO; AND AMENDING AND CHANGING THE ZONING MAP OF THE CITY OF REXBURG, IDAHO, AND THE MADISON COUNTY-REXBURG COMPREHENSIVE PLAN 2000 TO SHOW SUCH ANNEXATION AND THE CLASSIFICATION OF THE SAME UNDER THE ZONING ORDINANCE OF THE CITY OF REXBURG, IDAHO; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 19th day of December, 2001.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said City of Rexburg, Idaho, this 19th day of December, 2001.

Marilyn Wasden, City Clerk

(SEAL)