



ORDINANCE 951

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 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 properties are subject to annexation to the City of Rexburg under and pursuant to the provisions of Section 50-222, Idaho Code, and that said lands 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 properties 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 properties to be annexed are 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:

The proposed zoning for the annexed lands is defined as follows:

- Tract 2: Community Business Center (CBC)
- Tract 3: Community Business Center, Rural Residential 1
- Tract 4: General Business Center, Regional Business Center,
Rural Residential 1 (GBC, RBC, RR1)
- Tract 5: Rural Residential 2 (RR2)

These properties are located in the Rexburg City Area of Impact, Madison County, Idaho, and are described as follows: **Description for proposed Annexation 05-00459**

Tract 2 – Beginning at a point that is North along the Section line 561.00 feet from the West quarter corner of Section 36, Township 6 North, Range 39 East, Boise Meridian, running thence North along said Section line 30 feet; thence East 584.00 feet; thence South 208.29; thence South 89°32'00" West 130.00 feet; thence North 179.35 feet; thence West 454.00 feet to the point of beginning.

Tract 3 –All of that land in the South half of the Northeast quarter of Section 36, Township 6 North, Range 39 East, Boise Meridian, which is not currently in the City of Rexburg.

Also, all of that property that is east of the South Yellowstone Highway in the Southeast quadrant of the Northwest quadrant of Section 36.

Tract 4 – All that land in the North Half of the Southeast Quarter and all that portion of the Northeast Quarter of the Southwest Quarter that is not currently part of the City of

Rexburg, all in Section 36, Township 6 North, Range 39 East, Boise Meridian.

Tract 5 – All the land in the Northwest quarter of the Northeast quarter of Section 32, Township 6 North, Range 40 East, Boise Meridian

The Parcels are identified on the **Annexation map** dated November 26, 2005, with crosshatching. They are located south of the current City boundaries for Rexburg.

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

SECTION II: That the above described properties hereby annexed to the City of Rexburg be, and the same are hereby classified under the Zoning Ordinance of the City of Rexburg as above set forth; that the Zoning shall be amended to show this annexation and classification of the above described properties 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 21st day of December, 2005.

Shawn Larsen, Mayor

(SEAL)

ATTEST:

Blair D. Kay, City Clerk

