



ORDINANCE 965

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:

- Area 1: Low Density Residential Two (2),
- Area 2: Low Density Residential Two (2),
- Area 3: Low Density Residential Two (2),
- Area 4: Agricultural 1 (AG1)

These properties are located in the Rexburg City Area of Impact, and Madison County, Idaho. They are described as follows:

Description for proposed Annexation 06-00167

Area One (1):

Tract 1:

A parcel of land located in the Northwest Quarter of Section 26, Township 06 North, Range 39 East, Boise Meridian, Madison County, Idaho: Beginning at the West Quarter corner of said Section 26 and running thence North along the Section line a distance of 25.98 feet; thence North 89°31'17" East 293.26 feet; thence North 341.55 feet; thence West 293.26 feet; thence North 60.00 feet; thence East 293.26 feet; thence North 688.00 feet; thence East 940.64 feet; thence North 327.02 feet to the South right of way line of Idaho State Highway 33; thence along said Highway right of way Northeasterly along a curve 710.00 feet, more or less; thence South 00°18'00" East 38.50 feet; thence North 82°12'00" East 715.10 feet to the Quarter section line; thence South (measured South 00°09'02" East) 1661.18 feet along the said Quarter section line to the Southeast corner of the Northwest Quarter of said Section 26; thence West (measured South 89°57'02" West) 2625.35 feet to the West Quarter corner and point of beginning.

Tract 2: East Half Southwest Quarter of Section 26, Township 6 North, Range 39 East, Boise Meridian, Madison County, Idaho.

And the North Half of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter of Section 26, Township 06 North, Range 39 East, Boise Meridian, Madison County, Idaho.

Area Two (2)

Track 1: All of that property that is in the Southeast quarter of the Southeast quarter of Section 26 T06N R39E of the county of Madison, State of Idaho, Boise Meridian.

Area Three (3)

Track 1:

Commencing at the Northeast corner of Section 35 T06N R39E and running thence S89°49'41"W a distance of 1,191.70 feet, said point being the Point of Beginning; thence N0°20'29"W 245 feet; thence S89°49'42"W 100 feet; thence S0°20'29"E 245 feet; thence N89°49'42"E 100 feet to the Point of Beginning.

Area Four (4)

Track 1: All of that property contained in the Northeast quarter of Section 35 T06N R39E, of the county of Madison, State of Idaho, Boise Meridian.

The Parcels identified on the **Annexation map** dated June 21, 2006, 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 COUNCIL AND APPROVED BY THE MAYOR this 21st day of June, 2006.

Shawn Larsen, Mayor

(SEAL)

ATTEST:

Blair D. Kay, City Clerk

STATE OF IDAHO)
)ss.
County of Madison)

I, BLAIR D. KAY, 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 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 21st day of June, 2006.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said City of Rexburg, Idaho, this 21st day of June, 2006.

Blair D. Kay, City Clerk

(SEAL)