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**KUNA CITY ORDINANCE NO. 2019-42
CLOVERDALE RANCH
MUNICIPAL REZONE**

A MUNICIPAL REZONE ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KUNA;

- **MAKING CERTAIN FINDINGS; AND**
- **REZONING CERTAIN REAL PROPERTY, TO WIT: LANDS LEGALLY DESCRIBED IN EXHIBIT A, OWNED BY CLOVERDALE RANCH, SITUATED WITHIN THE CORPORATE LIMITS OF THE CITY OF KUNA, ADA COUNTY, IDAHO; AND**
- **AMENDING THE ZONING MAP; AND**
- **DIRECTING THE CITY ENGINEER AND THE CITY CLERK; AND**
- **PROVIDING AN EFFECTIVE DATE.**

Section 1: The City Council Finds:

- 1.1 WHEREAS,** City of Kuna, Idaho is a municipal corporation organized and operating under the laws of the State of Idaho and is authorized under the provisions of 67-6511, Idaho Code, to establish within its jurisdiction one or more zones or zoning districts where appropriate which zoning districts are established in Kuna City Code § 5-2-2; and
- 1.2 WHEREAS,** the CLOVERDALE RANCH (the “Owners”) is the owner of the certain real property which has been designated by the Ada County Assessor’s office: as Parcel No. **S1428111010** and which is more particularly described in “Exhibit A” – Legal Description and “Exhibit B” – Location Map, attached to this Ordinance and incorporated herein by reference (the “Subject Real Property”) and has requested that the Subject Real Property be rezoned from the City’s **AG. - AGRICULTURE ZONING DISTRICT TO P – PUBLIC ZONING DISTRICT (the “Rezone”)**; and
- 1.3 WHEREAS,** the Planning and Zoning Commission of the City, pursuant to public notice as required by law, held a public hearing on August 27, 2019 as required by Section 67-6525, Idaho Code, made findings (approved by the Commission on September 10, 2019) where it was recommended to the Mayor and Council that the rezoning for the lands described in Exhibit A from Agriculture (A) to Public (P) be approved; and
- 1.4 WHEREAS,** the Kuna City Council, pursuant to public notice as required by law, held a public hearing on October 15, 2019 on the Rezone, as required by Section 67-6525,

Idaho Code, and in accordance with the provisions of Kuna City Code Section 5-1A-7 made findings (October 15, 2019) and determined that the requested rezone should be granted with a zoning classification P (Public); and

- 1.5 WHEREAS**, it is necessary that the City Council adopt this Ordinance, as required by Section 67-6511 (2) Idaho Code and Kuna City Code § 5-1A-7 G, to complete the process of implementing the decision of the Kuna City Council to Rezone the Subject Real Property.

Section 2: Action:

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KUNA, IDAHO, as follows:

- 2.1** The Subject Real Property is rezoned from **AG. - AGRICULTURE ZONING DISTRICT TO P – PUBLIC ZONING DISTRICT (the “Rezone”)**;
- 2.2** The Zoning Map of the City of Kuna is hereby amended to comply with this Rezone.

Section 3: Directing the City Engineer and City Clerk:

- 3.1** The City Engineer is directed to change the zoning district depictions of the Subject Real Property on the Zoning Map of the City in accordance with this Rezone ordinance; and
- 3.2** The City Clerk is directed to file, this Ordinance in the official records of the City and to provide a conformed copy to the City Engineer, Planning and Zoning Director and Owner.

Section 4: Effective Date

- 4.1** This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law and at the discretion of the City Clerk and In lieu of publication of the entire ordinance, a summary thereof in compliance with Section 50-901A, Idaho Code, may be published.

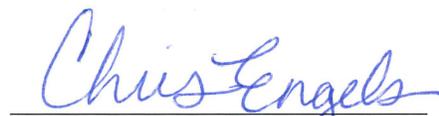
DATED this 6th day of November, 2019.

CITY OF KUNA



Joe Stear, Mayor

ATTEST:



Chris Engels, City Clerk



EXHIBIT A

**CLOVERDALE RANCH
REZONE FROM AGRICULTURE (A) TO PUBLIC (P)**

LEGAL DESCRIPTION

The following describes a parcel of real property lying within a portion of the Northeast Quarter (NE ¼) of Section 28, Township 2 North, Range 1 East, Boise Meridian, City of Kuna, Ada County, Idaho, being more particularly described as follows;

BEGINNING at the Southeast corner of said NE ¼, thence, along the south boundary line of said NE ¼, South 89°57' 05" West, 315.00 feet;

Thence, departing said south boundary line, parallel with the east boundary line of said NE ¼, North 00°15' 17" East, 225.00 feet;

Thence, parallel with said south boundary line, North 89°59" 05" East, 315.00 feet, to said east boundary line of said NE ¼;

Thence, along said east boundary line, South 00°15' 17" West, 225.00 feet, to the **POINT OF BEGINNING**, containing 1.627 acres more or less and is subject to any easements or reservations.

