

**KUNA CITY ORDINANCE NO. 2019-46
BUREAU OF LAND MANAGEMENT
MUNICIPAL ANNEXATION AND ZONING ORDINANCE**

**A MUNICIPAL ANNEXATION AND ZONING ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF KUNA;**

- **MAKING CERTAIN FINDINGS AND DECLARATION OF AUTHORITY; AND**
- **ANNEXING CERTAIN REAL PROPERTIES, TO WIT: ADA COUNTY ASSESSOR'S PARCEL NOS. S2102110000 AND S2101212400 OWNED BY THE BUREAU OF LAND MANAGEMENT WITHIN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, INTO THE CITY OF KUNA, IDAHO; AND**
- **RESPECTIVELY ESTABLISHING PUBLIC (P) ZONING DISTRICT CLASSIFICATIONS OF SAID REAL PROPERTIES; AND**
- **AMENDING THE OFFICIAL ZONING MAP; AND**
- **DIRECTING THE CITY ENGINEER AND THE CITY CLERK; AND**
- **PROVIDING AN EFFECTIVE DATE.**

THE CITY COUNCIL MAKES THE FOLLOWING FINDINGS AND DECLARATIONS OF ITS AUTHORITY, HISTORY AND PROCESS OF THIS IDAHO CODE SECTION 50-222 (3) (a) CATEGORY "A" ANNEXATION AND ZONING ORDINANCE as follows:

1. The City of Kuna, Idaho is a municipal corporation organized and existing under the laws of the state of Idaho (the "City") and is authorized to annex into and incorporate within the boundaries of the City contiguous real property in the manner provided by Section 50-222, Idaho Code; and

2. The Bureau of Land Management (the "Owner") is the owner Ada County Assessor's Parcel Nos. S2102110000 [legally described in Exhibit A-1 attached hereto and by this reference herein incorporated] and S2101212400 [legally described in Exhibit A-2 attached hereto and by this reference herein incorporated] (the "Real Properties").

3. The Real Properties are situated in the unincorporated area of Ada County; and

4. The Owner has filed with the City the following written requests and applications:

- Annexation of Parcel Nos. S2102110000 and S2101212400 with Public (P) zoning district classifications; and

5. The Planning and Zoning Commission of the City (the "Commission"), pursuant to public notice as required by law, held a public hearing on September 10, 2019 as required by Section 67-6525, Idaho Code, made findings (approved by the Commission on September 24, 2019) recommending to the Mayor and the City Council (the "Council") of the City that the Owner's annexation and zoning applications for parcel nos. S2102110000 and S2101212400 be approved with zoning district classifications of Public (P); and

6. The Council, pursuant to public notice as required by law, held a public hearing on November 6, 2019 on the Owner's applications and requests for the Real Properties annexation and zoning, as required by Section 67-6525, Idaho Code, and made findings (approved on November 6, 2019) wherein the City Council determined that the Owner's written request and applications for annexation of parcel nos. S2102110000 and S2101212400 should be granted with Public (P) zoning district classifications.

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

Section 1: The Council hereby finds and declares that the Real Properties described below is contiguous to the City, that said Real Properties can reasonably be assumed to be a part of the orderly development of the City, and that the Owner of said Real Properties has requested and made application, in writing, for the annexation thereof to the City.

Section 2: The Real Properties are situated within Ada County, Idaho and are adjacent and contiguous to the City, are designated by the Ada County Assessor's Office as Parcel Nos. S2102110000 and S2101212400; and is more particularly and legally described in "Exhibit A-1" and "Exhibit A-2" – and is depicted in "Exhibit B" – Location Map, attached hereto and incorporated herein by reference; and

Section 3: The Real Property, designated by Ada County Assessor's Office as Parcel No. S2102110000 [more particularly and legally described in "Exhibit A-1"], is annexed to and incorporated within the incorporated territorial limits of the City of Kuna, Idaho.

Section 4: The Real Property, designated by Ada County Assessor's Office as Parcel No. S2101212400 [more particularly and legally described in "Exhibit A-2"], is annexed to and incorporated within the incorporated territorial limits of the City of Kuna, Idaho.

Section 5: From and after the effective date of this Ordinance, all property and persons within the boundary and territory of the Real Properties shall be subject to all ordinances, resolutions, police regulations, taxation and other powers of the City of Kuna.

Section 6: The zoning district classification of the real Properties, described in Section 3 above, is established as Public (P) in accordance with the Zoning Ordinance of the City; and

Section 7: The Official Zoning Map of the City (the "Zoning Map") is hereby amended and the City Engineer is directed to include on the Zoning Map the Real Properties described in Section 4 and designate said Real Properties with Public (P) zoning district classifications; and

Section 8: The City Clerk is hereby directed to file, within ten (10) days of passage and approval of this Ordinance, a certified copy of this Ordinance with the offices of the Auditor, Treasurer, and Assessor of Ada County, Idaho, and with the Idaho State Tax Commission, Boise, Idaho, as required by Section 50-223, Idaho Code, and to comply with the provisions of Section 63-215, Idaho Code, with regard to the preparation and filing of a map and legal descriptions of the real Property annexed by this Ordinance.

Section 9: This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law. In lieu of publication of the entire ordinance, a summary thereof in compliance with Section 50-901A, Idaho Code, may be published.


DATED this 7th day of January, 2020.

CITY OF KUNA



Joe L. Stear, Mayor

ATTEST:



Chris Engels, City Clerk



EXHIBIT A-1

BUREAU OF LAND MANAGEMENT
MUNICIPAL ANNEXATION AND ZONING ORDINANCE

PARCEL NO. S2102110000 Legal Description

A parcel of land situated within Section 2, Township 1 North, Range 1 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

The East 1/2 of Section 2, Township 1 North, Range 1 East;

Said parcel contains 320 acres more or less.

EXHIBIT A-2

BUREAU OF LAND MANAGEMENT
MUNICIPAL ANNEXATION AND ZONING ORDINANCE

PARCEL NO. S2101212400 Legal Description

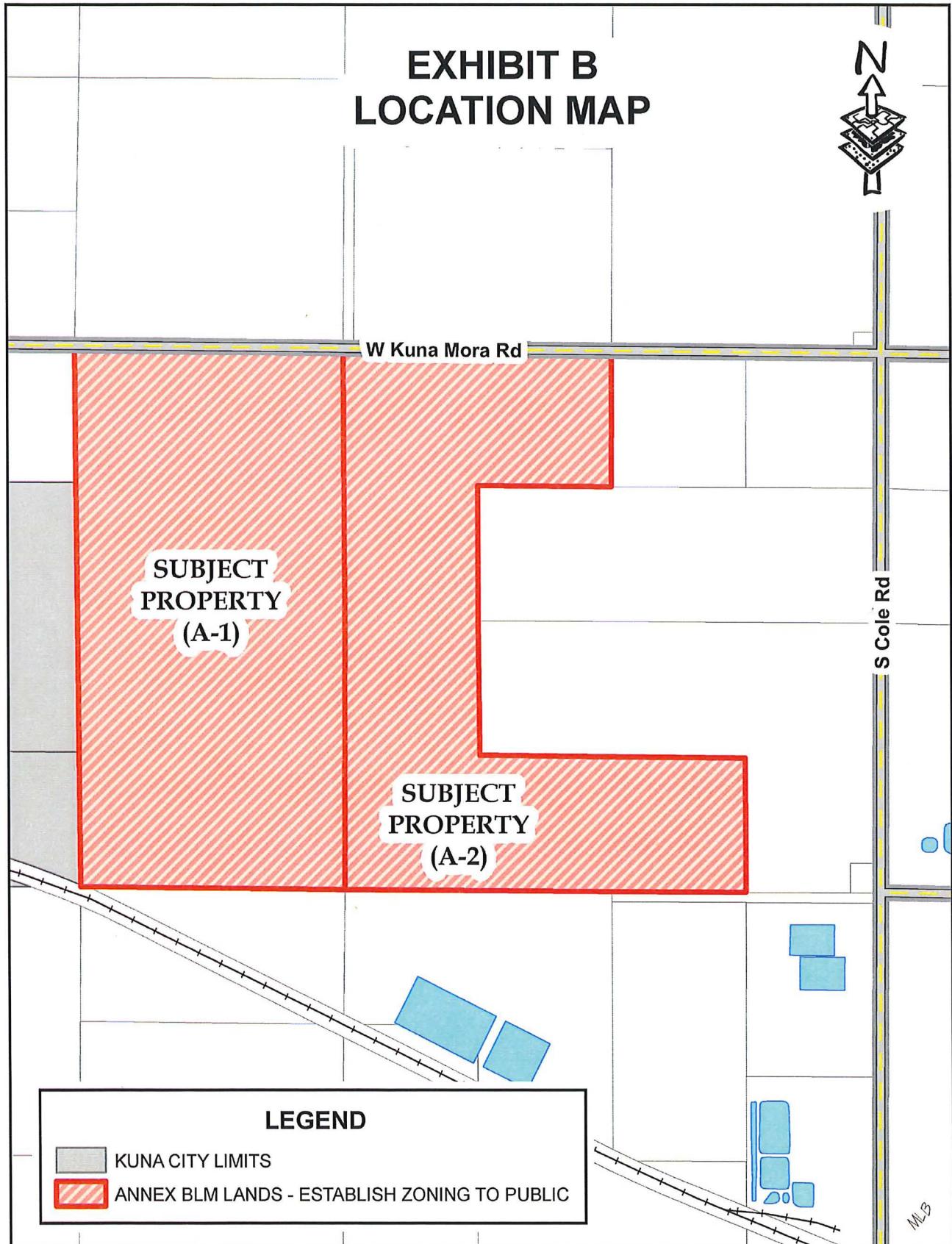
A parcel of land situated within Section 1, Township 1 North, Range 1 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

The SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 1, Township 1 North, Range 1 East and the West $\frac{1}{2}$ of Section 1, Township 1 North, Range 1 East;

Excepting therefrom the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$;

Said parcel contains 280 acres more or less.

EXHIBIT B LOCATION MAP



LEGEND

-  KUNA CITY LIMITS
-  ANNEX BLM LANDS - ESTABLISH ZONING TO PUBLIC