

ORDINANCE NO. 1789

AN ORDINANCE AMENDING THE FUTURE LAND USE MAP

WHEREAS, the City of Dickinson has adopted its Comprehensive Plan and Transportation Plan; and

WHEREAS, the Comprehensive Plan and Transportation Plan contains a Future Land Use Map, along with procedures to amend the Future Land Use Map; and

WHEREAS, the City has received an application to amend the Future Land Use Map; and

WHEREAS, in amending the Future Land Use Map, the Board of City Commissioners has taken into consideration the following:

- Impact to the Future Land Use Map;
- Consistency with the Comprehensive Plan policies and all other City plans;
- Availability of city infrastructure to serve the property in which the Future Land Use Map amendment is requested;
- Location of the property in relation to planned thoroughfares and the availability and cost to the City to provide infrastructure;
- Compatibility of the requested future land use designation in relation to abutting or adjacent future land use designations;
- Extent to which the requested future land use designation establishes or reinforces an urban sprawl pattern of development as opposed to an orderly, compact form of development;
- Whether the first two phases of the Capital Improvement Program include programmed improvements in the area where the Future Land Use Map amendment is proposed; and
- Short-term and long-term fiscal impacts to the City of approving the Future Land Use Map amendment;

NOW, THEREFORE, BE IT ORDAINED by the Board of City Commissioners of the City of Dickinson, North Dakota, as follows:

Section 1: An amendment to the Future Land Use Map of the City of Dickinson is hereby approved as follows

1. To reclassify the following legally-described property from a future land use designation of ~~General~~ Industrial to Civic/Public:

~~A tract of land as described in Deed Document No. 3029000, as recorded at the Stark County Clerk and Recorders Office and having the Parcel No. 41-1575-01000-102 and a tract of land having the Parcel No. 41-1575-01000-101 in the Southeast Quarter (SE1/4) of Section 1, Township 139 North, Range 96 West of the 5th P.M., Stark County, North Dakota described as follows: Beginning at the northwest corner of a said tract of land as described in Deed Document No. 3029000; thence S87°54'17"E, a distance of 1957.00 feet; thence S01°33'27"W, a distance of 436.94 feet; thence N87°54'17"W, a distance of 1097.60 feet; thence along the arc of a curve to the left with a radius of 366.00 feet, an arc length of 578.40, chord bearing S46°48'06"W, 520.06 feet; thence S01°29'48"W, a distance of 122.28 feet; thence N87°54'17"W, a distance of 490.01 feet; thence N01°32'42"E, a distance of 928.85 feet to the Point of Beginning. Containing 25.84 acres, more or less, and is subject to any previous easements, agreements, conveyances and surveys.~~

~~SAID PARCEL CONTAINS 25.84 ACRES, MORE OR LESS, AND IS SUBJECT TO ANY PREVIOUS EASEMENTS, AGREEMENTS, CONVEYANCES AND SURVEYS UNLESS OTHERWISE INDICATED BY THIS PLAT~~

OR

Lot 1, Block 1, Energy Center 3rd Addition, located within the SE¼ Section 1,
Township 139N, Range 96W of the 5th Principal Meridian, City of Dickinson,
Stark County, North Dakota

Section 2: Repeal of Ordinances in Conflict. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 3: Severability. In the event any section of this Ordinance is held invalid by court of competent jurisdiction, the invalidity shall extend only to the section affected, and other sections of this Chapter shall continue in full force and effect.

Section 4: Effective Date: This Ordinance shall be in full force and effect from and after final passage.

Scott Decker, President
Board of City Commissioners

ATTEST

Dustin Dassinger
Dickinson City Administrator

First Reading: November 17, 2023
Second Reading: December 5, 2023
Final Passage: December 5, 2023