

**CITY OF MERIDIAN**

**ORDINANCE NO. 22-1964**

**BY THE CITY COUNCIL:**

**BERNT, BORTON, CAVENER,  
HOAGLUN, PERREAULT, STRADER**

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN CITY OWNED REAL PROPERTY TO THE ADA COUNTY HIGHWAY DISTRICT FOR RIGHT OF WAY PURPOSES CONSISTING OF APPROXIMATELY 1.66 ACRES LOCATED AT DISCOVERY PARK, 2121 E. LAKE HAZEL ROAD; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST ON BEHALF OF THE CITY OF MERIDIAN THE DEED AND OTHER DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION; PROVIDING FOR A WAIVER OF THE READING RULES; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Idaho Code 50-1401, the City Council has statutory authority to sell, exchange, or convey any real property owned by the city which is underutilized or which is not used for city public purposes; and,

**WHEREAS**, when it is determined by the City Council to be in the City's best interest, the Council may by Ordinance duly enacted, authorize the transfer or conveyance of the real property to any tax supported governmental entity without compensation; and,

**WHEREAS**, the proposed transaction would result in the disposition of real property that is no longer needed for City purposes; and,

**WHEREAS**, a public hearing was held at the regular meeting of the Meridian City Council on January 25, 2022 and at the conclusion of said hearing, the City Council moved to approve the conveyance of the property, subject to certain terms and conditions, and directed staff to bring forth this Ordinance authorizing the conveyance.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MERIDIAN, IDAHO:**

**Section 1.** That a public hearing on the proposed conveyance was held at the January 25, 2022 meeting of the Meridian City Council.

**Section 2.** That the City Council determined after the public hearing that the subject property is no longer needed for City purposes and that it is in the City's best interest to transfer the real property to the Ada County Highway District without compensation.

**Section 3.** That the City Council has reviewed and approved the legal description of the Subject Property as identified and depicted on the attached Exhibits A and B, incorporated herein by this reference.

**Section 4.** That the Mayor and City Clerk shall be authorized to execute and attest a standard form warranty deed, associated licenses and easements (both permanent and temporary), and any other documents necessary to complete the conveyance authorized by this Ordinance.

**Section 5.** That all City of Meridian ordinances, or resolutions, or parts thereof, which are in conflict herewith, are hereby repealed.

**Section 6.** That pursuant to the affirmative vote of one-half (1/2) plus one (1) of the Members of the full Council, the rule requiring two (2) separate readings by title and one (1) reading in full be, and the same is hereby, dispensed with, and accordingly, this Ordinance shall be in full force and effect upon its passage, approval and publication.

**PASSED by the City Council of the City of Meridian, Idaho, this 25<sup>th</sup> day of January 2022.**

**APPROVED by the Mayor of the City of Meridian, Idaho, this 7<sup>th</sup> day of January 2022.**

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
Robert E. Simison, Mayor

\_\_\_\_\_  
Chris Johnson, City Clerk

**CERTIFICATION OF SUMMARY:**

William L.M. Nary, City Attorney of the City of Meridian, Idaho, hereby certifies that the summary below is true and complete and upon its publication will provide adequate notice to the public.

\_\_\_\_\_  
William L. M. Nary, City Attorney

**SUMMARY OF CITY OF MERIDIAN ORDINANCE NO. 22-1964**

An ordinance authorizing the conveyance of approximately 1.66 acres of city owned real property to the Ada County Highway District for right of way purposes located at Discovery Park, 2121 E. Lake Hazel Road in Ada County Idaho; and adopting a savings clause. A full text of this ordinance is available for inspection at Meridian City Hall, 33 E. Broadway Avenue, Meridian, Idaho. This ordinance shall be effective as of the date of publication of this summary. Ordinance Exhibit B (Map) shall be published as part of this Summary.

EXHIBIT A  
LEGAL DESCRIPTION OF SUBJECT PROPERTY

Legal Description  
Discovery Park Site  
City of Meridian Right-Of-Way Dedication

A parcel being located in the E ½ of the NW ¼ of Section 5, Township 2 North, Range 1 East, Boise Meridian, City of Meridian, Ada County, Idaho, and more particularly described as follows:

Commencing at a Brass Cap monument marking the northeast corner of the NW ¼ (N ¼ corner) of said Section 5, from which a Brass Cap monument marking the northwest corner of said Section 5 bears N 89°57'43" W a distance of 2663.79 feet;

Thence S 0°01'18" W along the east boundary of said NW ¼ a distance of 500.00 feet to a point marking the northeast corner of the Permanent Easement as shown in Instrument No. 2018-053318, Ada County Records, and the **POINT OF BEGINNING**;

Thence continuing along said boundary and the easterly boundary of said Permanent Easement S 0°01'18" W a distance of 1372.46 feet to a point;

Thence leaving said boundaries N 89°58'42" W a distance of 67.00 feet to a point;

Thence N 0°01'18" E a distance of 143.60 feet to a point;

Thence N 89°58'42" W a distance of 8.00 feet to a point;

Thence N 0°01'18" E a distance of 80.81 feet to a point;

Thence S 89°58'42" E a distance of 3.00 feet to a point;

Thence N 0°01'18" E a distance of 98.71 feet to a point;

Thence N 5°28'36" E a distance of 168.32 feet to a point on a curve;

Thence a distance of 135.80 feet along the arc of a 1038.50 foot radius non-tangent curve right, said curve having a central angle of 7°29'32" and a long chord bearing N 3°51'38" E a distance of 135.70 feet to a point of reverse curvature;

Thence a distance of 45.22 feet along the arc of a 961.50 foot radius curve left, said curve having a central angle of 2°41'41" and a long chord bearing N 6°15'34" E a distance of 45.22 feet to a point on the westerly boundary of said Permanent Easement;

Thence N 0°01'18" W a distance of 701.44 feet to a point;

Thence S 89°58'22" E a distance of 42.00 feet to the **POINT OF BEGINNING**.

Said parcel contains 72,131 square feet (1.66 acres) more or less and is subject to any easements existing or in use.

Clinton W. Hansen, PLS  
Land Solutions, PC  
December 1, 2021



Discovery Park  
Meridian ROW Dedication  
Job No. 19-114  
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**EXHIBIT B -1  
DEPICTION OF REAL PROPERTY**

