

CITY OF MERIDIAN

RESOLUTION NO. 21-2279

BY THE CITY COUNCIL:

BERNT, BORTON, CAVENER,
HOAGLUN, PERREAULT, STRADER

A RESOLUTION DECLARING THE INTENT OF THE CITY OF MERIDIAN TO CONVEY TO THE ADA COUNTY HIGHWAY DISTRICT FOR RIGHT OF WAY PURPOSES A PORTION OF CERTAIN REAL PROPERTY LOCATED AT DISCOVERY PARK OFF OF E. LAKE HAZEL ROAD ADJACENT TO THE PROPOSED APEX SUBDIVISION, APPROXIMATELY 1,320 FEET TO THE EAST OF S. LOCUST GROVE ROAD; INSTRUCTING THE CITY CLERK TO ESTABLISH AND NOTICE A HEARING TO REVIEW THE PROPOSED CONVEYANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, whenever the City Council proposes to convey any real property, Idaho Code Section 50-1402 requires a declaration of the City Council setting forth the value or minimum price, if any, it intends to receive as a result of such conveyance or exchange; and,

WHEREAS, the declaration may be in the form of an explanation of an intended exchange or conveyance for other than monetary consideration; and,

WHEREAS, when it is determined by the City Council to be in the City's best interest that a transfer or conveyance be made, the City Council may, pursuant to the procedure set forth in Idaho Code Section 50-1403, authorize the transfer or conveyance of any real property owned by the City to any tax supported governmental unit, with or without consideration; and,

WHEREAS, the Ada County Highway District has requested that the City Council of the City of Meridian set a hearing to consider the transfer of approximately 22,082 square feet of certain real property from the City to the District for right-of-way purposes; and,

WHEREAS, following the declaration of intent, the City Clerk shall publish a summary of the action taken by the City Council and provide notice of a public hearing before the City Council at least fourteen (14) days prior to the date of the hearing.

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

Section 1. That it is hereby declared that the City of Meridian intends to convey to the Ada County Highway District certain real property located at Discovery Park off of E. Lake

Hazel Road Adjacent to the proposed Apex subdivision, East of S. Locust Grove Road, as legally described in the attached Exhibit A and depicted in the attached Exhibit B.

Section 2. That the City of Meridian hereby declares its intention to convey the real property without consideration because it is in the City's best interest that the Ada County Highway District take ownership of the property for right-of-way purposes.

Section 3. That the City Clerk is hereby instructed to publish a summary for this declaration of intent, and establish a public hearing date to review the proposal to convey the real property in the form set forth in Exhibit C.

Section 4. That the City Attorney is hereby instructed to bring forth a proposed Ordinance as required by Idaho Code Section 50-1403 for the consideration of the City Council at the conclusion of the public hearing.

Section 5. That this Resolution shall be in full force and effect immediately upon its adoption and approval.

ADOPTED by the City Council of the City of Meridian, Idaho, this 27th day of July, 2021.

APPROVED by the Mayor of the City of Meridian, Idaho, this 27th day of July, 2021.

APPROVED:

Mayor Robert E. Simison

ATTEST:

By: _____
Chris Johnson, City Clerk

Exhibit A

A parcel of land being a portion of the Northeast 1/4 of the Northwest 1/4 of Section 5, Township 2 North, Range 1 East, B.M., City of Meridian, Ada County, Idaho being more particularly described as follows:

Beginning at a 5/8-inch rebar marking the Northwest corner of said Northeast 1/4 of the Northwest 1/4 (West 1/16 corner), which bears N89°58'28"W a distance of 1,331.88 feet from a brass cap marking the North 1/4 corner of said Section 5, thence following the northerly line of said Northeast 1/4 of the Northwest 1/4, S89°58'28"E a distance of 69.000 feet;
Thence leaving said northerly line, S00°01'44"E a distance of 233.63 feet;
Thence 180.49 feet along the arc of a curve to the right, said curve having a radius of 223.50 feet, a delta angle of 46°16'08", a chord bearing of S23°06'21"W and a chord distance of 175.62 feet to the westerly line of said Northeast 1/4 of the Northwest 1/4;
Thence following said westerly line, N00°01'44"W a distance of 395.20 feet to the **POINT OF BEGINNING.**

Said parcel contains a total of 0.547 acres (23,816 square feet), more or less, and is subject to all existing easements and/or rights-of-way of record or implied.

Attached hereto is Exhibit B and by this reference is made a part hereof.

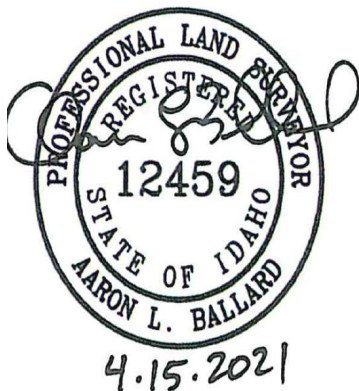


EXHIBIT B

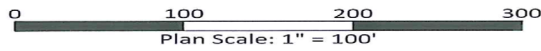
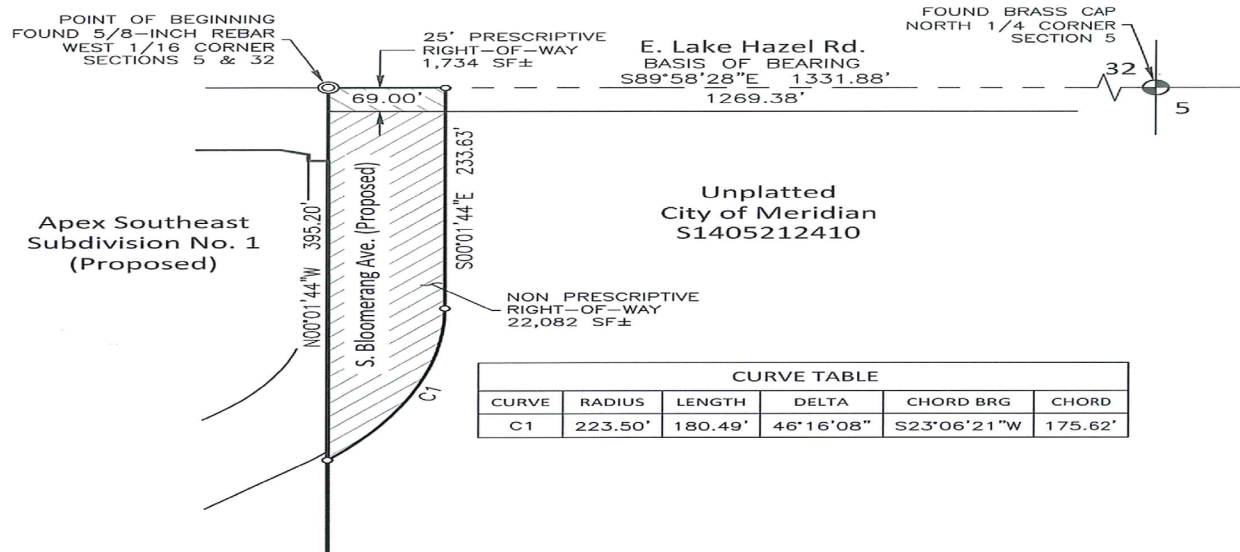


Exhibit B Apex Southeast Subdivision No. 1

DATE: April 2021
PROJECT: 20-124
SHEET: 1 OF 1

Right-of-Way Dedication
NE 1/4 NW 1/4 Sec. 5, T2N., R1E., B.M., City of Meridian, Ada County, Idaho

EXHIBIT C
SUMMARY OF ACTION TAKEN REGARDING
INTENT TO CONVEY REAL PROPERTY

AND

NOTICE OF PUBLIC HEARING

SUMMARY OF ACTION TAKEN: On the 27th day of July, 2021, the City Council of the City of Meridian approved Resolution No. 21-2279 declaring the intent of the City to convey to the Ada County Highway District approximately 22,082 square feet of real property located at Discovery Park off of E. Lake Hazel Road Adjacent to the proposed Apex subdivision, approximately 1,320 feet to the east of S. Locust Grove Road. The City of Meridian intends to convey the real property without consideration because it is in the City's best interest that the Ada County Highway District take ownership of the property for right-of-way purposes.

NOTICE IS HEREBY GIVEN: Pursuant to the Ordinances of the City of Meridian and the Laws of the State of Idaho (including but not limited to Idaho Code section 50-1403), the City Council of the City of Meridian will hold a public hearing at the Meridian City Hall, 33 East Broadway Avenue, Meridian, Idaho, at the hour of **6:00 p.m. on Tuesday, August 24th, 2021** for the purpose of considering and approving the proposed real property conveyance.

For further information, please contact the City Clerks Office at 888-4433.

Publish: 6th day of August, 2021

CHRIS JOHNSON, CITY CLERK