CITY OF REXBURG
America's Family Community

ORDINANCE NO. 1150

AN ORDINANCE OF THE CITY OF REXBURG, IDAHO, PURSUANT TO IDAHO CODE, SECTION 67-6526, ESTABLISHING AND DEFINING A GEOGRAPHICAL AREA OF CITY IMPACT FOR THE CITY OF REXBURG, IDAHO, BY ADOPTING A MAP IDENTIFYING SAID AREA OF IMPACT WITHIN THE UNINCORPORATED AREA OF MADISON COUNTY; AMENDING ORDINANCE NO. 880; AND PROVIDING FOR THE EFFECTIVE DATE.

WHEREAS, Idaho Code, Section 67-6526 requires, among other things, that cities and counties negotiate and agree upon an area of City impact and;

WHEREAS, the City Council for the City of Rexburg, Idaho, and the Board of County Commissioners for the County of Madison, Idaho, have, pursuant to the mandate of Idaho Code, Section 67-6526, entered into and have conducted extensive negotiations regarding the area of impact and;

WHEREAS, the aforementioned negotiations considered the following factors, among others: (1) Trade area; (2) Geographic factors; and (3) Areas that can reasonably be expected to be annexed into the City of Rexburg, Idaho, in the future, and;

WHEREAS, the City Council for the City of Rexburg, Idaho and the County Commission for Madison County did submit to their respective Planning and Zoning Commissions the question of area impact, and;

WHEREAS, the city and county appointed a committee of residents to study the matter and make recommendations to the City of Rexburg and Madison County, and;

WHEREAS, the Planning and Zoning Commission for the City of Rexburg, Idaho, held a public hearing on April 16th, 2015 and have made their recommendations known to the City Council for the City of Rexburg, Idaho, and the County Commission of Madison County, and;

WHEREAS, the Joint Planning and Zoning Committee for the City of Rexburg, Idaho, and Madison County met regarding the proposed area of City impact on the 25th day of May, 2016 and have made their recommendations known to the County Commission of Madison County, and;

WHEREAS, the County Commissioners of Madison County held a public hearing on July 26th, 2016 regarding the proposed area of City impact and;

WHEREAS, this ordinance is predicated upon the Madison County Commissioners adopting and continuing in full force and effect Madison County Ordinance 409 identical in substance as herein set forth;

"Beginning at a point 300 feet west following the centerline of Highway 33 and the intersection of said centerline with the west section line of section 26, Township 06 North, Range 39 East, being the point of beginning, thence south to the intersection of the south line of the northeast quarter of southwest quarter of Section 02, Township 5 North , Range 39 East, thence east to the intersection of the southwest corner of northeast quarter of southeast quarter of Section 04, Township 5 North , Range 39 East, thence continuing east 422 feet more or less, thence north to the South quarter corner of Sec. 33, Township 06 North, Range 40 East, thence continuing north to the north quarter corner of Section 16, Township 06 North, Range 40 East, thence west along north section lines to where it intersects the west right of way line of North Yellowstone Highway thence northeasterly along said right of way to where it intersects the center section line of section 08, Township 06 North, Range 40 East, thence west along said center section line to the west quarter corner of section 08, thence north along section line to where it intersects the centerline of US Highway 20, thence following centerline of said highway in a southwesterly direction to where it intersects with a line being 300 feet north and parallel to south section line of section 07, Township 06 North, Range 39 East, thence continuing west to a point that intersects with the center line of Section 11, Township 06 North, Range 39 E, thence south approximately 300 feet to south quarter corner of said section 11, thence continuing south to a point where the center section line of section 26, Township 06 North, Range 39 East, intersects with the centerline of Highway 33, thence westerly along centerline of highway 33 to point of beginning."

Note: There is an overlap with Sugar City's Impact Area in the north half of southwest quarter of Section 08, Township 06 North, Range 40 East.

SECTION II: REXBURG DEVELOPMENT CODE

The Rexburg City Planning and Zoning Ordinance known as the Development Code, plus the Rexburg City Subdivision Ordinance known as Chapter 12 of the Development Code and the Rexburg Mobile Home Ordinance, known as Chapter 13 of the Development Code and any and all amendments thereto, shall be in full force and effect within the area of the city impact.

SECTION III: EFFECTIVE DATE

This ordinance shall become effective upon its passage, approval and publication.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 5th day of October, 2016.

(SEAL)

Jerry Merrill, Mayor

ATTEST:

STATE OF IDAHO)
)ss
County of Madison)

I, BLAIR D. KAY, City Clerk of the city of Rexburg, Idaho, do hereby certify: That the above and foregoing is a full, true and correct copy of the Ordinance Entitled:

AN ORDINANCE OF THE CITY OF REXBURG, IDAHO, PURSUANT TO IDAHO CODE, SECTION 67-6526, ESTABLISHING AND DEFINING A GEOGRAPHICAL AREA OF CITY IMPACT FOR THE CITY OF REXBURG, IDAHO, BY ADOPTING A MAP IDENTIFYING SAID AREA OF IMPACT WITHIN THE UNINCORPORATED AREA OF MADISON COUNTY; AMENDING ORDINANCE NO. 880; AND PROVIDING FOR THE EFFECTIVE DATE.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 5th day of October, 2016.

Blair D. Kay

Blair D. Kay, City Clerk

CITY OF REXBURG CORPORATE SEAL STATE OF IDAHO

(SEAL)

