

ORDINANCE 1242

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, RE-ZONING CERTAIN LANDS LYING WITHIN THE CITY LIMITS OF PAYETTE; SETTING AN EFFECTIVE DATE; SEVERABILITY; REPEALER;

Be it ordained and resolved by the Mayor and City Council of the City of Payette, Idaho.

Section 1: That the following described real property, with an address of 1465 Third Avenue North, within the limits of the City of Payette and located in the County of Payette, State of Idaho, is hereby re-zoned from B-Residential to C-Commercial. The parcel is more particularly described as:

A portion of Lot 2 in Block 7 in RECORDER'S PLAT of Section 34, Township 9 North, Range 5 West, Boise Meridian as per Plat in Book 2, Page 5, Plat Records, Payette County, Idaho, described as follows:

Commencing at the NE corner of the SE 1/4 of the NW 1/4 of said Section 34;  
thence N 89° 14' 56" W. along the N boundary of said SE 1/4 of the NW 1/4 15.41 feet to a point on the westerly right of way boundary of U.S. Highway 30 and 95;  
thence N 89° 14' 56" W. along the N boundary of said SE 1/4 of the NW 1/4 325 feet to the TRUE POINT OF BEGINNING;  
thence S. 00° 46' 03" W a distance of 68.65 feet to a point on the northerly right of way boundary of Third Avenue North;  
thence N 89° 13' 28" W along said northerly right of way boundary a distance of 109.795 feet;  
thence N 00° 46' 03" E a distance of 68.60 feet to a point on the N boundary of said SE 1/4 of the NW 1/4;  
thence S 89° 14' 56" E along the N boundary of said SE 1/4 of the NW 1/4 a distance of 109.795 feet to the TRUE OF BEGINNING;

Section 2: If any portion of this Ordinance is found to be unenforceable or unconstitutional for any reason, the remaining portion of this Ordinance shall remain in full force and effect.

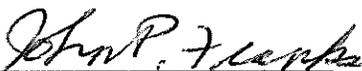
Section 3: Any portions of any existing Ordinances which are in conflict with this Ordinance are hereby repealed insofar as the conflict exists.

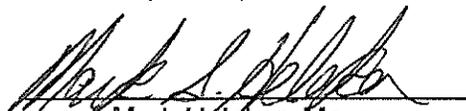
Section 4: This Ordinance shall take effect and be in full force and effect after its adoption and publication as required by law.

BE IT ORDAINED AND RESOLVED THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS APPROVAL, PASSAGE, AND PUBLICATION AS REQUIRED BY LAW.

Passed and Approved by the Mayor and City Council of the City of Payette, Idaho this 21<sup>st</sup> day of March, 2005.

City of Payette, Idaho

ATTEST:   
John P. Franks, City Clerk

  
Mark Héleker, Mayor

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Section 2: If any portion of this Ordinance is found to be unenforceable or unconstitutional for any reason, the remaining portion of this Ordinance shall remain in full force and effect.

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Passed and Approved by the Mayor and City Council of the City of Payette, Idaho this 21st day of March, 2005.

City of Payette, Idaho

Handwritten signature of Mark Heleker, Mayor

Mark Heleker, Mayor

ATTEST:

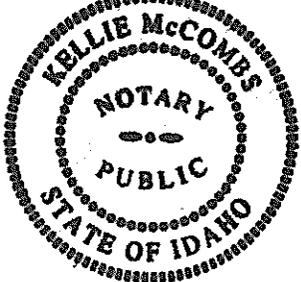
Handwritten signature of John P. Franks, City Clerk

John P. Franks, City Clerk

State of Idaho )
) ss
County of Payette )

On this 22nd day of March, in the year of 2005, before me, Kellie McCombs, Deputy City Clerk, personally appeared Mark Heleker, Mayor, and John P. Franks, City Clerk, known to me to be the persons whose name is subscribed to within the instrument, and acknowledged to me that they executed the same.

Notary Public Kellie McCombs
My Commission Expires 1-14-09



Instrument # 325011

PAYETTE COUNTY
2005-03-23 11:05:00 No. of Pages: 1
Recorded for : CITY OF PAYETTE
BETTY J DRESSEN Fee: 0.00
Ex-Officio Recorder Deputy Kellie McCombs
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