

ORDINANCE NO. 222

AN ORDINANCE OF KOOTENAI COUNTY, IDAHO, PURSUANT TO IDAHO CODE SECTION 67-6526, ADOPTING A MAP IDENTIFYING THE AREA OF CITY IMPACT WITHIN THE UNINCORPORATED AREA OF KOOTENAI COUNTY, IDAHO; PROVIDING FOR SEVERABILITY; PROVIDING A SAVINGS CLAUSE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

WHEREAS, pursuant to Idaho Code Section 67-6526, the City of Worley, Idaho, and Kootenai County, Idaho, have conferred and negotiated in good faith upon an Area of City Impact for the City of Worley within the unincorporated area of Kootenai County; and

WHEREAS, the Board of County Commissioners, pursuant to public notice as required by law, held a public hearing on March 22, 1995, on the map identifying an area of city impact; and

WHEREAS, the City of Worley and Kootenai County, in accordance with the procedure required by law, have mutually agreed upon a map identifying an Area of City Impact for the City of Worley within the unincorporated area of Kootenai County, Idaho;

NOW, THEREFORE, BE IT ORDAINED, by the Board of County Commissioners of Kootenai County, Idaho:

Section 1

That Area of City Impact within the unincorporated area of Kootenai County is particularly described in Section 2 below, and also set forth on the Map in said Section 2, which map shall be in effect until amended or modified as allowed by law.

Section 2

A legal description for the Area of City Impact for the City of Worley, Idaho, more particularly described as follows:

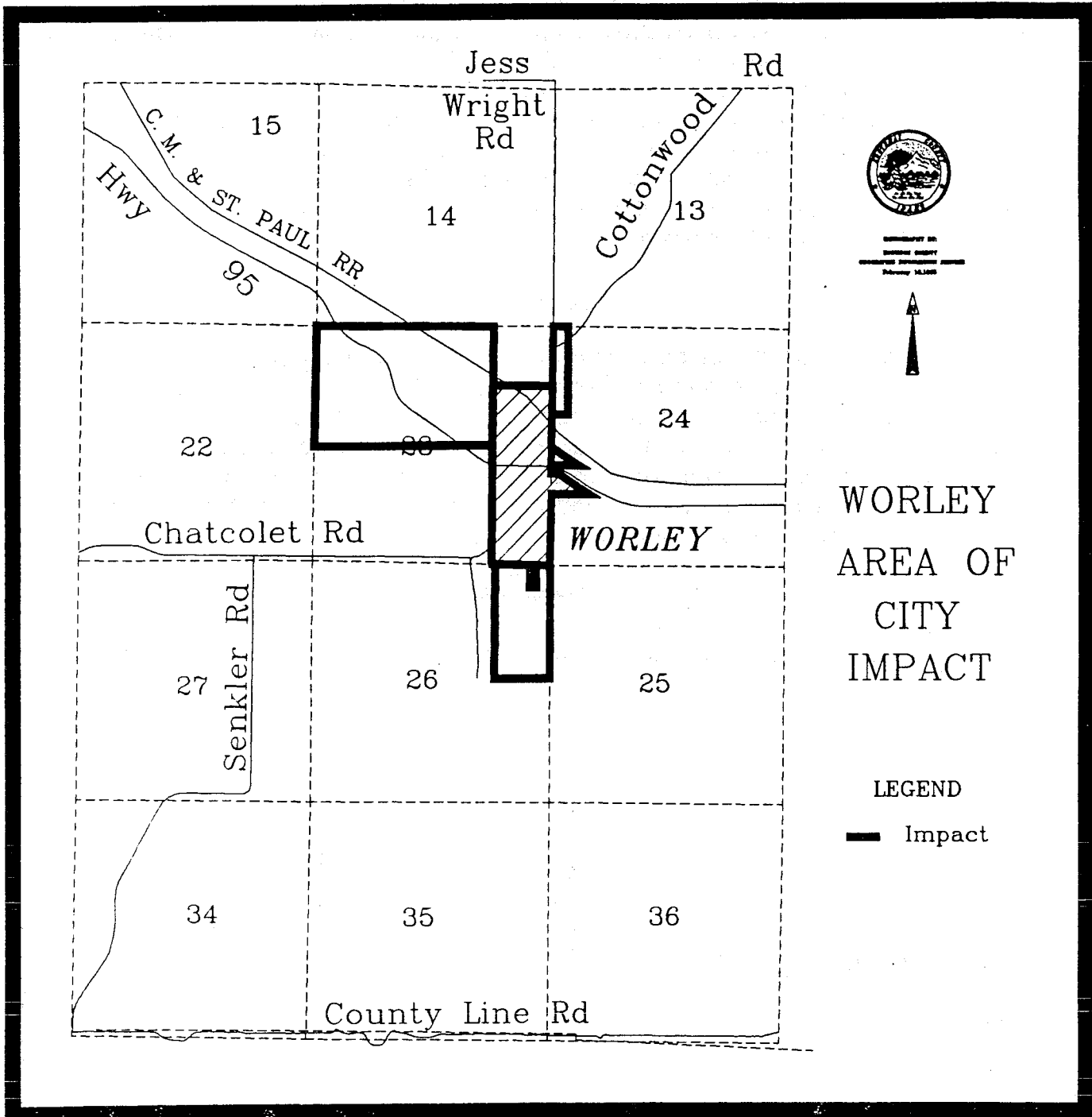
The West 1/2 of the Northeast 1/4, and the Northwest 1/4 of Section 23, Township 47 North, Range 5 West B.M; and

The West 5 acres of the Southwest 1/4 of the Northwest 1/4 of Section 24, Township 47 North, Range 5 West B.M.; and

The East 1/2 of the Northeast 1/4 of Section 26, Township 47 North, Range 5 West B.M., except a tract of land located in the Northeast 1/4 of the Northeast 1/4 of Section 26, Township 47 North, Range 5 West, B.M., Kootenai County, Idaho, more particularly described as follows: Beginning at a point which is N 89° 36' W along the North line of said Section 26, 331.40 feet from the Northeast corner of said Section 26, said point

being the True Point of Beginning of this description; thence South 150.00 feet to a point; thence N 89°36' W 60.00 feet to a point; thence North 150.00 feet to a point; thence S 89°36' E, along the North line of said Section 26, 60.00 feet to the True Point of Beginning and the last point of this description. Said Tract of land contains 0.207 acres. And,

A tract of land north of Highway 95 and east of Worley, Idaho, beginning at a point 2109.1 feet N 00°10' E of the corner of Sections 23-24-25-26, Township 47 North, Range 5 West; thence N 00°10' E 277.4 feet to an iron pipe; thence S 46°49' E 404.5 feet to an iron pin; thence west 294.06 feet to an iron pin, the Place of Beginning.



Section 3

That this Map is adopted in conjunction with Ordinance No. 223, and is intended to be an integral part of said Ordinance.

Section 4

The provisions of this Ordinance are severable and if any provision, clause, sentence, subsection, word, or part thereof is held illegal, invalid, or unconstitutional or inapplicable to any person or circumstance, such illegality, invalidity, or unconstitutionality or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this Ordinance or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this Ordinance would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word, or part had not been included therein, and if such person or circumstance to which the Ordinance or part thereof is held inapplicable had been specifically exempt therefrom.

Section 5

Neither the adoption of this Ordinance nor the repeal of any Ordinance shall, in any manner, affect the prosecution for violation of such Ordinance committed prior to the effective date of this Ordinance or be construed as a waiver of any license or penalty due under any such Ordinance or in any manner affect the validity of any action heretofore taken by Board of County Commissioners of Kootenai County, Idaho, or the validity of any such action to be taken upon matters pending before the Board of County Commissioners on the effective date of this Ordinance.

Section 6

All Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed.

Section 7

EFFECTIVE DATE: This Ordinance shall take effect and be in full force upon its passage, approval, and publication in one (1) issue of the Coeur d'Alene Press, a newspaper of general circulation within Kootenai County, Idaho.


DATED this 29th day of March 1995.

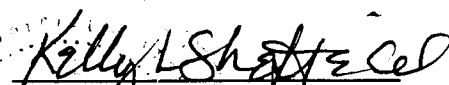
KOOTENAI COUNTY
BOARD OF COMMISSIONERS


Dick Compton, Chairman

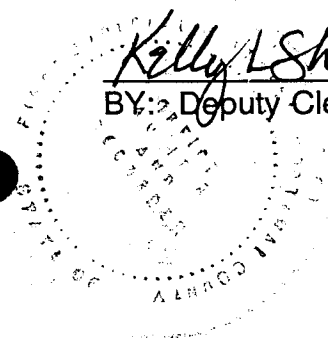
ATTEST:

TOM TAGGART, CLERK


Bob Macdonald, Commissioner


BY: Deputy Clerk


Richard C. Panabaker, Commissioner


Publish April 4, 1995