



# Community Development Department

**DATE:** June 15, 2021  
**FROM:** Ben Ehreth, Community Development Director  
**ITEM:** Annexation of Part of Clear Sky Addition – Corrective Ordinance

**REQUEST:**

The ordinance annexing part of Clear Sky Addition that was approved by the City Commission on April 27, 2021, failed to include the name of the subdivision in the legal description. As the ordinance was already recorded before the error was noticed, a corrective ordinance correcting the ordinance recorded as Document 923042 is required.

Please place this item on the June 22, 2021 City Commission meeting agenda.

**BACKGROUND INFORMATION:**

The legal description in the approved ordinance was modified during preparation of the agenda item for consideration by the City Commisison on April 13, 2021. Unfortunately, the name of the subdivision was inadvertently excluded from the modified legal description in the final ordinance.

**RECOMMENDED CITY COMMISSION ACTION:**

Approve the corrective ordinance for the annexation of part of Clear Sky Addition originally approved on April 27, 2021.

**STAFF CONTACT INFORMATION:**

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**CORRECTIVE ORDINANCE NO. 6457**

*Correcting Ordinance Recorded as Document No. 923042*

<i>First Reading</i>	<u>April 13, 2021</u>
<i>Second Reading</i>	<u>April 27, 2021</u>
<i>Final Passage and Adoption</i>	<u>April 27, 2021</u>
<i>Corrected Date</i>	<u>June 22, 2021</u>

AN ORDINANCE ANNEXING PROPERTY TO THE CORPORATE LIMITS OF THE CITY OF BISMARCK, BURLEIGH COUNTY, NORTH DAKOTA, DECLARING THE TERRITORY ANNEXED; DECLARING THE SAME TO BE A PART OF THE CORPORATE LIMITS OF SAID CITY.

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF BISMARCK, NORTH DAKOTA:

Section 1. Territory Annexed. The territory and land hereinafter described is hereby declared and found to be a part of the corporate limits of the City of Bismarck, North Dakota, as follows:

Lot 28, Block 1, Lots 13-21, Block 3, Lots 9-16, Block 5, Lots 1-16, Block 6, Lots 1-8, Block 7, Lot 29, Block 9, Lot 16, Block 10, Lots 1 and 16, Block 11, the rights-of-way adjacent to the above referenced lots for Holmes Drive, Fettig Drive, Koenig Drive, Orgaard Drive and Goodiron Drive, as well as the Fettig Drive right-of-way adjacent to Lot 9, Block 7, the Hermanson Drive right-of-way adjacent to Lots 47-51, Block 1 and Lots 9-13, Block 7 and the Smette Bend right-of-way adjacent to Lots 18-47, Block 1, Lots 2-8, Block 4 and Lots 10-21, Block 8, **Clear Sky Addition.**

The above described tract of land contains 20.18 acres, more or less.

Section 2. Provisions Applicable. From and after the final passage and adoption of this ordinance and upon recording of this ordinance with the Burleigh County Recorder, the territory herein described shall be a part of the corporate limits of the City of Bismarck, North Dakota.