

Community Development Department

DATE: August 16, 2022

FROM: Ben Ehreth, AICP, Community Development Director

ITEM: Paradise Valley Addition – Annexation (Corrected Ordinance 6515)

REQUEST:

MBR Properties, LLC is requesting approval of the annexation of the property being platted as Paradise Valley Addition. The original Ordinance 6515 indicated that all of Paradise Valley was being annexed, but there was an error in the lots listed in the ordinance. Ordinance 6515 has been corrected and is attached.

The property is located south of Bismarck, along the south side of East Burleigh Avenue and the east side of South Washington Street (part of the N½ of Section 21, T138N-R80W/Lincoln Township).

Please place this item on the August 23rd City Commission meeting agenda.

BACKGROUND INFORMATION:

After the public hearing on Ordinance 6515 on August 9th, it was noted that there was an error in the lots listed in the ordinance. As the ordinance indicated that all of Paradise Valley was being annexed, the action of the Board of City Commissioners to approve is valid; however, in order to ensure that there is no confusion in the future, the ordinance is being corrected to list all of the lots within the plat.

RECOMMENDED CITY COMMISSION ACTION:

Approve the corrected Ordinance 6515 for the annexation of Paradise Valley Addition.

STAFF CONTACT INFORMATION:

Ben Ehreth, AICP | Community Development Director | 355-1842 | behreth@bismarcknd.gov Kim Lee, AICP | Planning Manager | 355-1846 | klee@bismarcknd.gov Will Hutchings, AICP | Senior Planner | 355-1850 | whutchings@bismarcknd.gov

ORDINANCE NO. 6515

First Reading
Second Reading
Final Passage and Adoption

July 27, 2022

August 9, 2022

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, BURLEIGH COUNTY, NORTH DAKOTA:

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

All of Paradise Valley Addition, including Lot 1, Block 1; Lot 1, Block 2; Lots 1-5296, Block 3; Lots 1-20, Block 4; Lots 1-15, Block 5; Lots 1-53, Block 6; Lots 1-27, Block 7; Lots 1-33, Block 8; Lots 1-14, Block 9; Lots 1-14, Block 10; Lot 1, Block 11; Lots 1-2, Block 12; and Lot 1, Block 13.

The above described tract of land contains 164.92 acres, more or less.

Section 2. <u>Provisions Applicable</u>. 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.