RESOLUTION NO. 19-
City Council

RESOLUTION SETTING A PUBLIC HEARING DATE TO CONSIDER AMENDING HIAWATHA CODE OF ORDINANCES CHAPTER 3 BOUNDARIES §3.01 CORPORATE LIMITS

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIAWATHA, IOWA to direct staff to proceed with notification of a public hearing that will be held in the Hiawatha Council Chambers, 101 Emmons Street, before the Hiawatha City Council on Wednesday, September 18, 2019 at 5:30 P.M. regarding amending Hiawatha Code of Ordinances Chapter 3 Boundaries §3.01 Corporate Limits to add the Newly Annexed Territory Todd Hills Road, John K. and Lois A. Novak, Timothy C. Brandt, County Home Road, and Sharon R. Taylor and Lisa M. Fenner, Trustees of the Francis J. Pruss Education Trust.

AYES:
NAYS:
ABSENT:

PASSED AND APPROVED this 4th day of September, 2019.

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Bill Bennett, Mayor

ATTEST:

_____
Kari Graber, City Clerk

DRAFT

ORDINANCE NO. ___

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HIAWATHA, IOWA, 2018, BY AMENDING CHAPTER 3 BOUNDARIES §3.01 CORPORATE LIMITS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HIAWATHA, IOWA:

SECTION 1. CHAPTER 3 BOUNDARIES §3.01 CORPORATE LIMITS, of the Code of Ordinances of the City of Hiawatha, Iowa, 2018, is hereby amended as follows:

3.01 CORPORATE LIMITS. The corporate limits of the City are described as follows:

Beginning at the intersection of the centerline of Blairs Ferry Road and the east line of Tucker's First Addition to Hiawatha, Iowa, thence west along the centerline of said Blairs Ferry Road to the west right-of-way line of Center Point Road (Old Highway 150); thence Northwesterly along the westerly right-of-way line of Center Point Road to the north right-of-way line of Blairs Ferry Road; thence West along the north right-of-way line of Blairs Ferry Road to the east line of Auditors Plat No. 281; thence South to the centerline of Blairs Ferry Road; thence S 88° 40' 05" along the centerline of Blairs Ferry Road 846 feet to a point; thence S00°06'05"W 6.97 feet to a point; thence S89°45'35"W 365.52 feet to a point; thence N87°44'20"W 94.13 feet to a point; thence S88°16'40 W 49.90 feet; thence S78°47'40" 66.62 feet; thence N88°34'20"W 136.88 feet; thence S87°45'25"W 42.07 feet; thence N01°14'25"E to the centerline of Blairs Ferry Road; thence West along the centerline of Blairs Ferry Road to a point which is 1,833.03 feet west of the east line of Auditor's Plat No. 281; thence N01°19'50"W 13.78 feet; thence S87°11'30"W 381.05 feet to the centerline of Blairs Ferry Road; thence west along the centerline of Blairs Ferry Road to the intersection of Blairs Ferry Road and the centerline of Nemiah Aquilla Miller Road; thence continuing on the centerline of said Blairs Ferry Road to the east line of Packingham's Addition to Linn County, Iowa; thence along the east line of said Packingham's Addition to the northeast corner of said Packingham's Addition; thence N88°4l'21"W, 370.05 feet to a point; thence N0°22'48"W, 7.00 feet to a point; thence N88°41'21"W, 550.04 feet to a point; thence N0°00'11 "W, 375.40 feet to a point on the south line of the SW ¼ of Section 31-84-7; thence N0°I8'32"E, 1065.63 feet to a point; thence S89°56'46"E, 82.60 feet to a point; thence N0°39'00"W, 264.00 feet to a point on the south line of the NE ¼ SW ¼ , Section 31-84-7; thence S89°50'54"W along said south line of the NE ¼ SW ¼ , to the east line of the former Chicago Rock Island and Pacific Railroad; thence N02°00'46"E along said east line, 699.55 feet to the SW Corner of Wolf Creek First Addition; thence S89°52'37"E along the south line of said Wolf Creek First Addition, 222.33 feet to the west right-of-way line of Wolf Creek Trail; thence SE-ly on an arc of 25.48 feet of an 800- foot

radius curve to the left, having a chord distance of 25.47 feet, bearing S07°52'43"E; thence N81°12'32"E, 66.00 feet to the east right-of-way line of said road; thence S89°52'37"E along the south line of said First Addition, 289.55 feet to the SE Corner of Lot 5 of said First Addition; thence S00°00'59"W along the west line of Country Estates Acres Second Addition and Country Estates Third Addition, both to Linn County, 380.16 feet to the south right-of-way line of Riverview Road; thence S89°57'30"E along said south right-of-way line, 56.70 feet; thence S00°02'30"W along said west line of said Second Addition, 300.92 feet to the said south line of the NE ¼ SW ¼; thence S89°56'46"E, along said south line of the NE ¼ SW ¼ to a point on the east line of the SW ¼ of Section 31-84-7; thence continuing east along the south line of the SE ¼ of said Section 31 to a point in the centerline of Nemiah Aquilla Miller Road; thence North and East along the centerline of said Nemiah Aquilla Miller Road to the south line of the NE ¼ , Section 31-84-7; thence West along the south line of the NE ¼ and the NW ¼ of said Section 31 to the easterly line of the former railroad; thence Northerly along the said easterly line to the north line of the SE ¼ NW ¼ of Section 31-84-7; thence East along the north line of the SE ¼ NW ¼ and the SW ¼ NE ¼ of said Section 31; thence North along the west line of the NE ¼ NE ¼ of said Section 31 to the SW Corner of the SE ¼ SE ¼ of Section 30-84-7; thence North along the west line of the SE ¼ SE ¼ and the west line of the NE ¼ SE ¼ of said Section 30 to the NW Corner of the NE ¼ SE ¼ of said Section 30; thence East along the north line of the SE 1/4 of said Section 30 to the W ¼ Corner of Section 29-84-7; thence northerly along the west line of the SW ¼ NW ¼ of said Section 29 to the NW Corner of the SW ¼ NW ¼ of said Section 29; thence west along the south line of the NE ¼ NE ¼ and the NW ¼ NE ¼ Section 30-84-7 to the centerline of Edgewood Road (Old Loggerhead Road); thence Northwesterly along the centerline of Edgewood Road (Old Loggerhead Road) to a point on a line that bears N54°20'00"W; thence from a point on the north line of the NW ¼ NE ¼ said Section 30 that is 421.4 feet east of the northwest corner of the NW ¼ NE ¼ said Section 30; thence N 4°20'00"E to a point on the north line of the NW ¼ NE ¼ said Section 30; that is 421.4 feet east of the northwest corner of the NW ¼ NE ¼ said Section 30; thence west along the north line of the NW ¼ NE ¼ said Section 30 421.4 feet to the NW corner of the NW ¼ NE ¼ said Section 30; thence continuing west along the South line of the SE ¼ SW ¼ Section 19-84-7 and the South line of the SW ¼ SW ¼ said Section 19 to the SW corner of the SW ¼ SW ¼ said Section 19; thence North along the West line of the SW ¼ SW ¼ said Section 19 and the West line of the NW ¼ SW ¼ said Section 19 to the NW corner of the NW ¼ SW ¼ said Section 19; thence East along the North line of the NW ¼ SW ¼ said Section 19 to the point of intersection of the North line of the NW ¼ SW ¼ said Section 19 and the Northerly extension of the West line of Rolling Prairie Estates First Addition to Linn County, Iowa; thence South along the West line of said Rolling Prairie Estates First Addition to the SW corner of said Addition; thence Southeasterly along the Southwesterly line of said Rolling Prairie Estates First Addition to the Southwest corner of Lot 5, said Rolling Prairie Estates First Addition; thence East along the South line of said Lot 5 to the West right of way line of Marygreen Road; thence South along the West right of way line of Marygreen Road to the South line of said Rolling Prairie Estates First Addition; thence East

along the South line of said Rolling Prairie Estates First Addition to the West line of the NW ¼ SE ¼ said Section 19; thence north along the west line of the NW ¼ SE ¼ and the SW 1/4 NE ¼ of said Section 19 to the North line of Sharon's Third Addition to Linn County, Iowa extended to intersect with the West line of the SW ¼ NE ¼ said Section 19; thence West along the North line of said Sharon's Third Addition and continuing West along the North line of Sharon's First Addition to Linn County, Iowa, to the West line of the SW ¼ NW ¼ said Section 19; thence North along the west line of NW ¼ said Section 19 to the NW corner of said Section 19; thence East along the north line of the said Section 19 to the NE corner E ½ NW ¼ Section 19; thence South along the west line of the NW ¼ NE ¼ said Section 19, 50.0 feet to a point; thence east along a line 50.0 feet south of and parallel to the north line of the NW ¼ NE ¼ said Section 19 150.0 feet to a point; thence north along a line that is 150.0 feet east of and parallel to the west line of the NW ¼ NE ¼ said Section 19 and continuing North along a line that is 150 feet east of and parallel to the west line of the SW ¼ SE ¼ Section 18-84-7 to a point that is 100.0 feet south of the north line of the SW ¼ SE ¼ said Section 18; thence east along a line that is 100.0 feet south of and parallel to the north line of the SW ¼ SE ¼ and the SE ¼ SE ¼ said Section 18 **to the west right-of-way line of Interstate 380; thence northerly along said west right-of-way to a point on the north line of the SW ¼ NW ¼ Section 18; thence west along said south line to the SW corner of said SW ¼ NW ¼; thence north along the west line of said SW ¼ NW ¼ to the NE corner of said SW ¼ NW ¼; thence west along the south line of the NE ¼ NW ¼ Section 18 to a point on said south line and 60 feet south of the SW corner of Lot 1, Morgan Acres First Addition to Linn County, Iowa; thence north to the SW corner of said Lot 1; thence northeasterly along the westerly line of said Lot 1 to the NW corner of said Lot 1; thence easterly along the northerly line of said Lot 1 to the west line of the NW 1/4-NE ¼, Section 18; thence north along said west line to the SW corner of the SW ¼ SE ¼, section 7-84-7; thence north along the West line of said SW ¼ SE ¼ and the west line of the NW ¼ SE ¼ , Section 7 to the NW corner of said NW ¼ SE ¼; thence east along the north line of said NW ¼ SE ¼ to the centerline of Interstate 380; thence southerly along said centerline to the south line of the SE ¼ SE ¼, Section 7; thence west along the south line of said SE ¼ SE ¼ and the south line of the SW ¼ SE ¼ to a point 815.67 feet east of the NW corner of Lot 1, Bowers Second Addition to Linn County, Iowa; thence south 12.98 feet along the east line of said Lot 1; thence west 80.00 feet along said east line; thence south along said east line to the SW corner of Lot 2, Bowers Second Addition; thence east along said south line to the SE corner of said Lot 2; thence southeasterly 66 feet to the easterly right-of-way of Cora Mae Lane also being the NW corner of Lot 1, Bowers First Addition to Linn County, Iowa; thence southwesterly along the easterly right-of-way of Cora Mae Lane to the southwesterly corner of said Lot 1; thence southeasterly along the southwesterly line of said Lot 1 to the westerly right-of-way of Interstate 380; thence northeasterly along said westerly right-of-way to the northeast corner of said Lot 1; thence easterly on an easterly extension of the north line of said Lot 1 to the centerline of Interstate 380; thence south along said centerline to a point that is 100.0 feet south of the**

north line of the SE ¼ SE ¼ said Section 18; thence east along a line that is 100.0 feet south of and parallel to the north line of the SE ¼ SE ¼ to the east right-of-way of Interstate 380; thence southerly along the east right-of-way of Interstate 380 to the south line of the NE ¼ SE ¼ Section 19-84-7; thence West along the south line of the NE ¼ SE ¼ said Section 19 to the centerline of Interstate 380; thence south along said centerline to a point on the north line of the NE ¼ NE 1/4 , Section 30-84-7; thence east along the north line of the NE ¼ NE ¼ Section 30-84-7 to the NE corner of the NE ¼ NE ¼ said Section 30; thence South along the east line of the NE ¼ NE ¼ said Section 30 to the north line of the south 5 acres of the NW ¼ NW ¼ Section 29-84-7 thence East along the north line of the south 5 acres of the NW ¼ NW ¼ said Section 29 to the NE corner of the South 5 acres of the NW ¼ NW ¼ said Section 29; thence North along the east line of the NE ¼ NW ¼ said Section 29 to the north line of the south 18 rods of the NE ¼ NW ¼ said Section 29; thence east along the north line of the south 18 rods of the NE ¼ NW ¼ said Section 29 to the east line of the NE ¼ NW ¼ said Section 29; thence south along the east line of the NE ¼ NW ¼ and the SE ¼ NW ¼ said Section 29 to the SE corner of the SE ¼ NW ¼ said Section 29; East along the north line of the SE ¼ said Section 29 to the West ¼ corner of Section 28-84-7; thence East along the north line NW ¼ SW ¼ said Section 28 to the NE corner of the NW ¼ SW ¼ said Section 28; thence north along the west line of the SE ¼ NW ¼ said Section 28 to the north line of Stonegate Fourth Addition to the City of Hiawatha; thence East along the north line of said Stonegate Fourth Addition to the NE corner of lot 5 said Stonegate Fourth Addition ; thence N0°44'40"E to the south line of Stonegate Second Addition to the City of Hiawatha; thence West along the south line of said Stonegate Second Addition to the west line of the NE ¼ NW ¼ said Section 28; thence north along the west line of the NE ¼ NW ¼ said Section 28 to the north line of Stonegate Third Addition to the City of Hiawatha; thence East along the north line of said Stonegate Third Addition to the NE corner of lot 1 said Stonegate Third Addition; thence Southerly and Easterly along the easterly, northeasterly and northerly boundaries of Stonegate Third, Stonegate First and Stonegate Second Addition to the City of Hiawatha to the east line of the NE ¼ NW ¼ said Section 28; thence South along the east line of the NE ¼ NW ¼ and the SE ¼ NW ¼ said Section 28 to the SE corner of the SE ¼ NW ¼ said Section 28; thence east along the north line of the SE ¼ of said Section 28 to the westerly right-of-way line of the Illinois Central Gulf Railroad; thence Southwesterly along said westerly right-of-way line to the north line of the SE ¼ SW ¼ of said Section 28; thence East along said north line of the SE ¼ SW ¼ and the north line of the SW ¼ SE ¼ of said Section 28 to a point that is 165 feet East of the NW Corner of the SW ¼ SE ¼ of said Section 28; thence S0°03.5'W, 261.0 feet along a line parallel to the west line of the SW ¼ SE ¼ of said Section 28; thence S70°19.5'E, 693.0 feet; thence S89°36.5'E, 511.6 feet to a point on the east line of the SW ¼ SE ¼ of said Section 28, said point being 495.7 feet South from the NE Corner thereof; thence South along the east line of the SW ¼ SE 1/4 of said Section 28 to the SE Corner thereof; thence West along the south line of the SW ¼ SE ¼ of said Section 28 to the NE Corner of the west 369.00 feet of the NW ¼ NE ¼ Section 33-84-7; thence south along the east line of the west 369.00 feet of said NW ¼ NE ¼ to the SE Corner of the west 369.00 feet of said NW ¼ NE ¼ ;

thence Southerly to a point which is 380 feet east and 445 feet South of the Northwest Corner of the SW ¼ of the NE ¼ of said Section 33; thence Southwesterly to a point that is 306 feet East and 530 feet South of the Northwest Corner SW ¼ of the NE ¼ of said Section 33; thence South 130 feet; thence West 306 feet to the east line of the SE ¼ of the NW ¼ of said Section 33; thence South along the east line of the SE ¼ NW ¼ and the east line of the NE ¼ SW ¼ of said Section 33 to the NE Corner of the SE ¼ NE ¼ SW ¼ of said Section 33; thence East to a point 490.38 feet East of the west line of the SE ¼ of said Section 33, thence South to the south line of said Section 33; thence East, 6.7 feet to the east line of Lot 41, Tucker's First Addition to Hiawatha, Iowa; thence South, 757.7 feet to the point of beginning.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED this 18th day of September, 2019.

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Bill Bennett, Mayor

ATTEST:

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Kari Graber, City Clerk

DRAFT

I, Kari Graber, City Clerk of the City of Hiawatha, Iowa, do hereby certify that the foregoing ORDINANCE was PASSED and APPROVED by the City Council of the City of Hiawatha, Iowa, on the 18th day of September, 2019, and was published as Ordinance No. ____ on the _____ day of September, 2019.

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Kari Graber, City Clerk