

WEST BOUNTIFUL CITY

ORDINANCE #483-24

AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP, ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF WEST BOUNTIFUL CITY, UTAH

WHEREAS, an Annexation Petition was received on December 8, 2023, for property known as Parcel Nos., 06-026-0020, 06-026-0044, 06-026-0002, 06-026-0005, 06-026-0003, 06-026-0004, located at approximately 1790 West 1200 North, 1772 West 1200 North, 1752 West 1200 North, 1728 West 1200 North, 1722 West 1200 North, and 1708 West 1200 North, West Bountiful (collectively, the “*Real Property*”); and

WHEREAS, the Real Property consists of approximately 12.666 acres and is contiguous to the corporate boundaries of West Bountiful City; and

WHEREAS, the City Council accepted the Annexation Petition on February 20, 2024; and

WHEREAS, the City Council received notice of Certification of the Petition from the City Recorder on February 24, 2024; and

WHEREAS, neither Davis County nor the City has received any written protest to the annexation; and

WHEREAS, the West Bountiful City Planning Commission held a public hearing on April 9, 2024, and made a recommendation that the Real Property be assigned to the Agricultural Specialty District (“*A-S*”) for zoning purposes; and

WHEREAS, on April 2, 2024, the City Council held a public hearing after proper notice; and

WHEREAS, the council has determined that it is in the best interest of the community to annex the Real Property.

**NOW, THEREFORE BE IT ORDAINED BY THE WEST BOUNTIFUL CITY COUNCIL
THAT PURSUANT TO UTAH CODE ANNOTATED TITLE 10, CHAPTER 2:**

1. The Real Property, which is more particularly described in Paragraph 2, below, is hereby annexed to West Bountiful, Utah and the corporate limits of West Bountiful, Utah are hereby extended accordingly.
2. The Real Property is described as follows:

ANNEX PARCEL DESCRIPTION

PART OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, DAVIS COUNTY, UTAH, FURTHER DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE WEST LINE OF SAID SOUTHWEST QUARTER, SAID POINT BEING A NORTHWEST CORNER OF THE CORPORATE LIMITS OF WEST BOUNTIFUL CITY AS DEPICTED ON THE EXTENSION OF WEST BOUNTIFUL CITY LIMITS ANNEXATION PLAT, RECORDED AS ENTRY #1050093 IN THE OFFICE OF THE DAVIS COUNTY RECORDER (D.C.R.), SAID POINT IS NORTH 00°02'54" WEST 439.89 FEET ALONG SAID WEST LINE FROM A FOUND BRASS CAP MONUMENT AT THE SOUTHWEST CORNER OF SAID SECTION 14, AND RUNNING THENCE NORTH 00°02'54" WEST 735.68 FEET ALONG SAID WEST LINE; THENCE NORTH 90°00'00" EAST 750.00 FEET TO A NORTHWEST CORNER OF SAID CORPORATE LIMITS OF WEST BOUNTIFUL CITY; THENCE SOUTH 00°02'54" EAST 735.60 FEET (SOUTH 00°00'00" EAST 736.12 FEET BY RECORD) ALONG A WEST LINE OF SAID CORPORATE LIMITS OF WEST BOUNTIFUL CITY TO THE NORTH LINE OF 1200 NORTH STREET, A PRIVATE ROAD CONVEYED TO SOUTH DAVIS SEWER DISTRICT IN A QUIT CLAIM DEED RECORDED AS ENTRY #3165162 (D.C.R.), SAID NORTH LINE BEING CONTIGUOUS WITH A SOUTH LINE OF SAID CORPORATE LIMITS OF WEST BOUNTIFUL CITY; THENCE SOUTH 89°59'37" WEST 750.00 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.

CONTAINING 12.666 ACRES.

(NOTE: THE NAD83 STATE PLANE BEARING ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, IS NORTH 00°17'11" EAST IN THE UTAH NORTH ZONE)

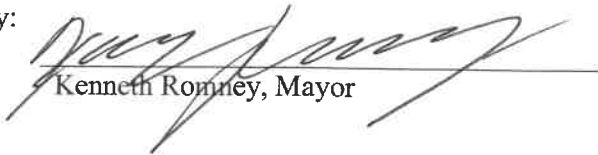
3. The zoning map of West Bountiful City shall be amended to include the Real Property described in paragraph 2 above.
4. The Real Property shall be classified as being in the Agricultural Specialty District ("A-S") in accordance with the provisions of Title 17 of the West Bountiful Municipal Code.
5. All uses existing within the annexation area that are considered to be legally conforming to Davis County's current zoning and regulations but do not conform to West Bountiful City's A-S restrictions and regulations are considered to be legally non-conforming.
6. All uses existing within the annexation area that are considered to be illegally non-conforming to Davis County current zoning restrictions and regulations are considered to be illegally non-conforming to West Bountiful City's A-S restrictions and regulations and continued enforcement of the non-conforming action will be pursued.
7. A Notice of Impending Action and copy of final Local Entity Plat approved by the county surveyor will be filed with the Lieutenant Governor's office within sixty days of adoption of this Ordinance.

8. Upon Lieutenant Governor's issuance of a Certificate of Annexation, a certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Davis County, Utah by the City Recorder.

This Ordinance will become effective upon signing and posting.

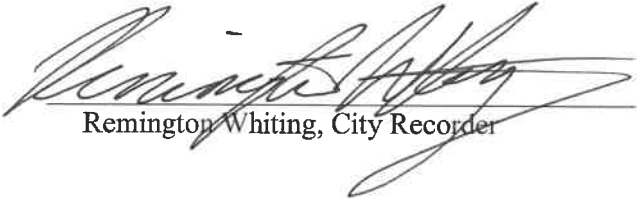
Adopted this 16th of April 2024.

By:


Kenneth Romney, Mayor

<u>Voting by the City Council:</u>	<u>Aye</u>	<u>Nay</u>
Councilmember Ahlstrom	☒	☐
Councilmember Butterfield	☒	☐
Councilmember Enquist	☒	☐
Councilmember Nielsen	☒	☐
Councilmember Preece	☒	☐

Attest:


Remington Whiting, City Recorder



**CERTIFICATE OF PASSAGE
AND POSTING ORDINANCE**

*I, the duly appointed and acting recorder for the City of West Bountiful,
do hereby certify that the foregoing Ordinance No. 483-24 was duly
passed and posted on the Utah Public Notice Website, the City Website,
and at West Bountiful City Hall on April 17, 2024.*

 DATE: 04/17/24
Remington Whiting, City Recorder