ORDINANCE NO. _O-2024-0012_____

AN ORDINANCE BY THE OREM CITY COUNCIL ADJUSTING A COMMON BOUNDARY BETWEEN THE CITY OF OREM AND PROVO CITY TO PLACE APPROXIMATELY 3.18 ACRES OF PROPERTY LOCATED AT APPROXIMATELY 700 NORTH 1550 EAST (OREM ADDRESS) ENTIRELY WITHIN PROVO CITY

WHEREAS, Utah Code Annotated §10-2-419 allows the legislative bodies of two cities to adjust a common boundary between the cities; and

WHEREAS, it has been proposed that Orem and Provo adjust their common boundary to transfer approximately 3.18 acres from the City of Orem jurisdiction to Provo City jurisdiction at approximately 700 North 1550 East in Orem as shown in the attached Exhibit A; and

WHEREAS, the Orem City Council passed a resolution indicating its intent to adjust a common boundary between the City of Orem and Provo City regarding the 3.18 acres referred to herein at a duly noticed public meeting on November 14, 2023; and

WHEREAS, more than 60 days have now passed since the City Council adopted the resolution indicating its intent to adjust a common boundary with Provo City; and

WHEREAS, the Orem City Council considered this matter at a duly noticed public hearing on January 23, 2024; and

WHEREAS, the City of Orem provided notice of the public hearing to consider adjusting the common boundary with Provo City as required by Utah Code Section 10-2-419(3); and

WHEREAS, the Orem City Council has not received any written protests to the boundary adjustment; and

WHEREAS, the Orem City Council passed Ordinance 2024-0002 on January 23, 2024; and

WHEREAS, all the materials (including Ordinance 2024-0002) from Orem and Provo necessary for the Lieutenant Governor to issue a certificate of boundary adjustment were not delivered to the Lieutenant Governor within 60 days pursuant to Utah Code Section 10-2-425; and

WHEREAS, it is necessary to again enact an ordinance adjusting the common boundary between the City of Orem and Provo City so that it can be submitted to the Lieutenant Governor pursuant to Utah Code Section 10-2-425; and

WHEREAS the City Council having considered the matter at a public hearing and finding that the adjustment of a common boundary with Provo City as described herein is in the best interest of the City of Orem.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OREM, UTAH, as follows:

1. The City Council of the City of Orem hereby adjusts the common boundary between the City of Orem and Provo City as shown in Exhibit A.
2. The Mayor and/or the City Manager are hereby authorized to take all steps and to sign any documents necessary to finalize this boundary adjustment.
3. All acts, orders, resolutions and ordinances, and parts thereof, in conflict with this ordinance are hereby rescinded.
4. If any portion of this ordinance is for any reason held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.
5. This ordinance shall take effect immediately upon passage and publication in a newspaper of general circulation in the City of Orem.

PASSED and APPROVED this 28th day of May, 2024.

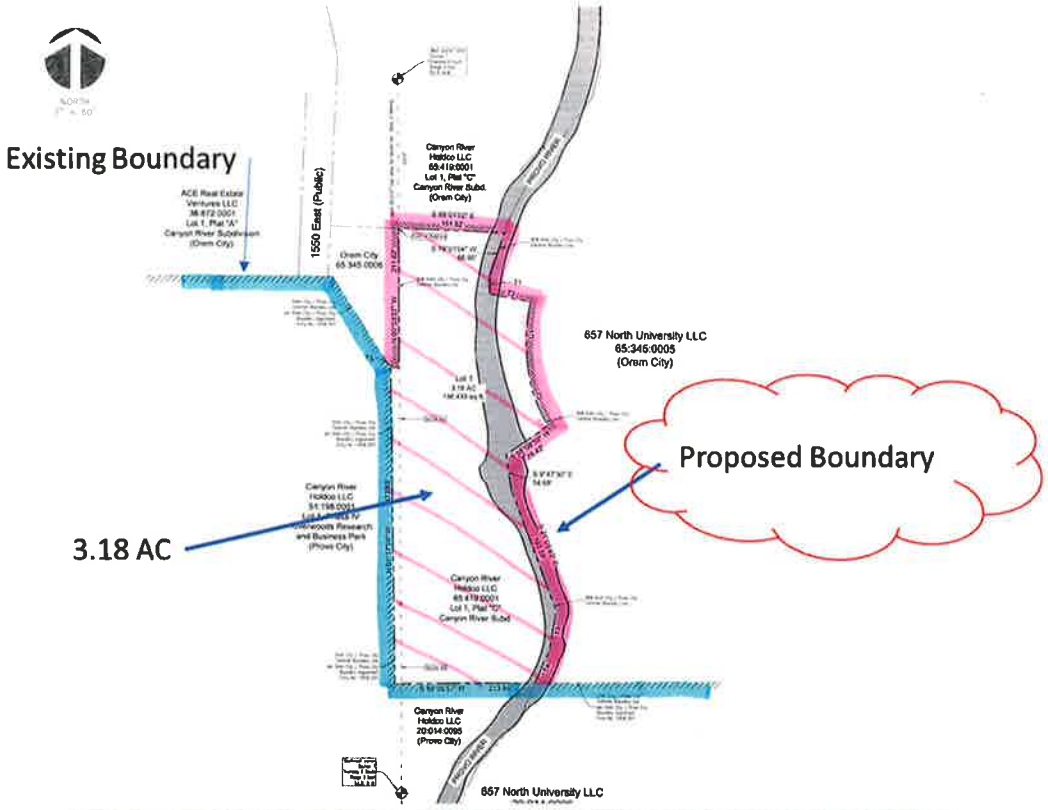
David A. Young, Mayor

ATTEST:

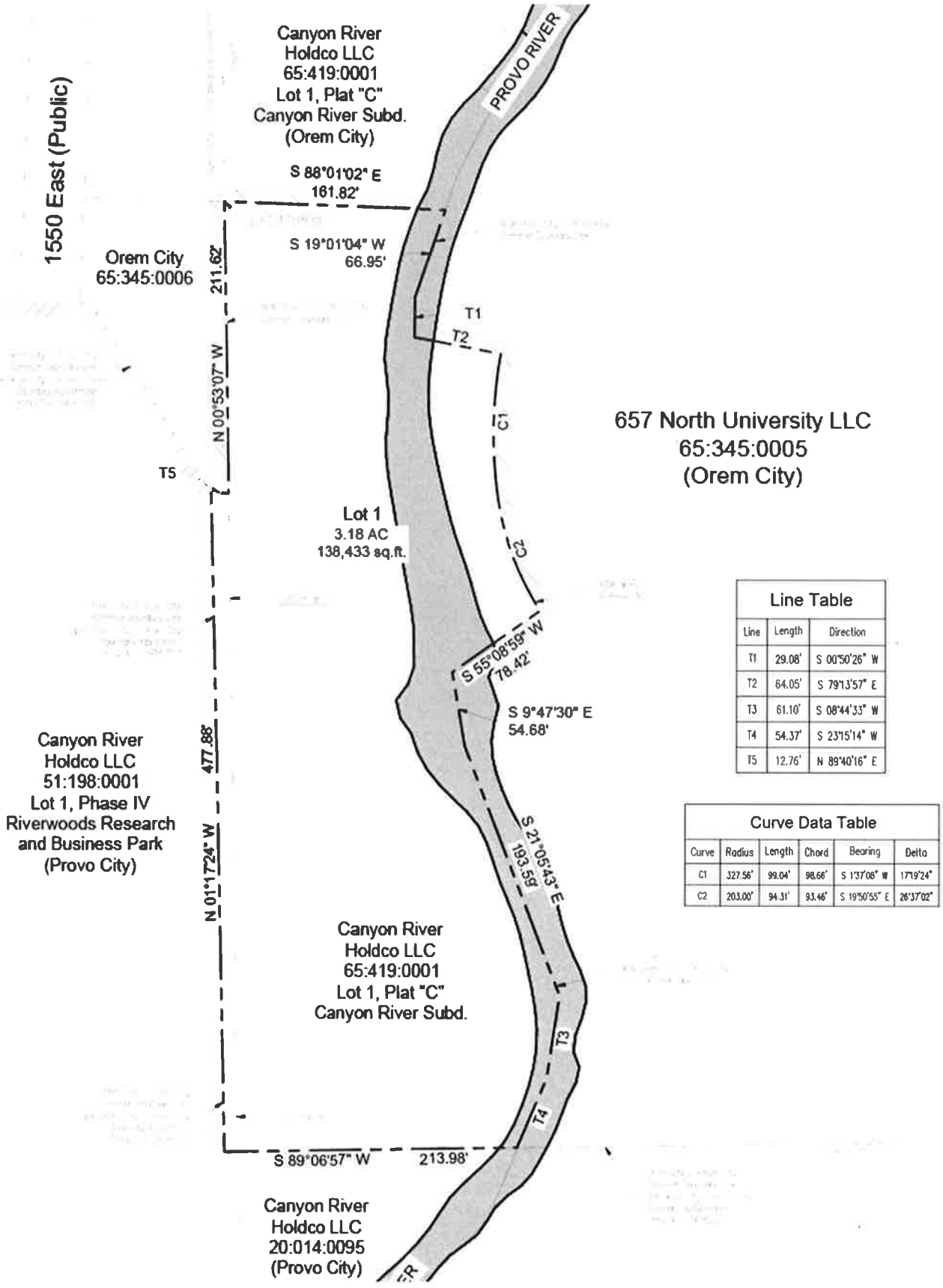
Teresa McKitrick, City Recorder

COUNCILMEMBER	YES	NO	ABSTAIN
David A. Young	☑	☐	☐
Jeff Lambson	☑	☐	☐
Jenn Gale	☐	☐	☐
Tom Macdonald	☑	☐	☐
LaNae Millett	☑	☐	☐
Chris Killpack	☑	☐	☐
David Spencer	☑	☐	☐

Exhibit A


Existing Boundary
Proposed Boundary
3.18 AC
1550 East (Public)
657 North University LLC
65:345:0005
(Orem City)
Canyon River
Holdco LLC
Canyon River
Holdco LLC
20:014:0095
(Provo City)
657 North University LLC


1550 E St
US Highway 189



Line Table		
Line	Length	Direction
T1	29.08'	S 00°50'26" W
T2	64.05'	S 79°13'57" E
T3	61.10'	S 08°44'33" W
T4	54.37'	S 23°15'14" W
T5	12.76'	N 89°40'16" E

Curve Data Table					
Curve	Radius	Length	Chord	Bearing	Delta
C1	327.56'	99.04'	98.66'	S 13°7'08" W	17°19'24"
C2	203.00'	94.31'	93.46'	S 19°50'55" E	26°37'02"

New Boundary Line Description

Commencing on a common boundary point between Orem City and Provo City, said point being located South 00°53'07" East along the Section line 846.75 feet and West 12.76 feet from the West quarter corner of Section 7, Township 6 South, Range 3 East, Salt Lake Base and Meridian; thence North 89°40'16" East 12.76 feet; thence North 00°53'07" West 211.62 feet; thence South 88°01'02" East 161.82 feet; thence South 19°01'04" West 66.95 feet; thence South 00°50'26" West 29.08 feet; thence South 79°13'57" East 64.05 feet; thence along the arc of a 327.56 foot radius curve to the left 99.04 feet (chord bears South 01°37'08" West 98.66 feet); thence along the arc of a 203.00 foot curve to the left 94.31 feet (chord bears South 19°50'55" East 93.46 feet); thence South 55°08'59" West 78.42 feet; thence South 09°47'30" East 54.68 feet; thence South 21°05'43" East 193.59 feet; thence South 08°44'33" West 61.10 feet; thence South 23°15'14" West 54.37 feet more or less to the Orem City / Provo City common boundary line as shown on the Orem City / Provo City Common Boundary Adjustment as Entry No. 13418:2011, said point being located South 00°53'07" East along said Section line 1321.34 feet and East 204.61 feet from the West quarter corner of said Section 7.

Property to be transferred to Provo City

Commencing on a common boundary point between Orem City and Provo City, said point being located South 00°53'07" East along the Section line 635.97 feet from the West quarter corner of Section 7, Township 6 South, Range 3 East, Salt Lake Base and Meridian: thence South 88°01'02" East 161.82 feet; thence South 19°01'04" West 66.95 feet; thence South 00°50'26" West 29.08 feet; thence South 79°13'57" East 64.05 feet; thence along the arc of a 327.56 foot radius curve to the left 99.04 feet (chord bears South 01°37'08" West 98.66 feet); thence along the arc of a 203.00 foot radius curve to the left 94.31 feet (chord bears South 19°50'55" East 93.46 feet); thence South 55°08'59" West 78.42 feet; thence South 09°47'30" East 54.68 feet; thence South 21°05'43" East 193.59 feet; thence South 08°44'33" West 61.10 feet; thence South 23°15'14" West 54.37 feet more or less to the Orem City / Provo City common boundary line as shown on the Orem City / Provo City Common Boundary Adjustment as Entry No. 13418:2011, thence South 89°06'57" West along said boundary line 213.98 feet; thence North 01°17'24" West along said boundary line 477.88 feet ; thence North 89°40'16" East 12.76 feet; thence North 00°53'07" West 211.62 feet more or less to the point of beginning.

Area = 138,433 sq.ft. or 3.18 Acres