

ORDINANCE NO. O- -2013

AN ORDINANCE ADOPTING THE PROJECT AREA PLAN, AS APPROVED BY THE BOARD OF DIRECTORS OF THE REDEVELOPMENT AGENCY OF EAGLE MOUNTAIN CITY, AS THE OFFICIAL COMMUNITY DEVELOPMENT PROJECT AREA PLAN FOR THE PARKSIDE COMMUNITY DEVELOPMENT PROJECT AREA, AND DIRECTING THAT NOTICE OF THE ADOPTION BE GIVEN AS REQUIRED BY STATUTE.

WHEREAS, the Board of the Redevelopment Agency of Eagle Mountain City (the “Agency”), having prepared a Project Area Plan (the “Plan”) for the Parkside Community Development Project Area (the “Project Area”), the legal description attached hereto as EXHIBIT A, pursuant to Utah Code Annotated (“UCA”) §§ 17C-4-109, and having held the required public hearing on the Plan on June 18, 2013, pursuant to UCA § 17C-4-102, adopted the Plan as the Official Community Development Plan for the Project Area; and

WHEREAS, the Utah Community Development and Renewal Agencies Act (the “Act”) mandates that, before the community development project area plan approved by an agency under UCA § 17C-4-102 may take effect, it must be adopted by ordinance of the legislative body of the community that created the agency in accordance with UCA § 17C-4-105; and

WHEREAS, the Act also requires that notice is to be given by the community legislative body upon its adoption of a community development project area plan under UCA § 17C-4-106.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF EAGLE MOUNTAIN CITY AS FOLLOWS:

1. Eagle Mountain City hereby adopts and designates the Project Area Plan, as approved by the Agency Board, as the official community development plan for the Project Area (the “Official Plan”).
2. City staff and consultants are hereby authorized and directed to publish or cause to be published the notice required by UCA § 17C-4-106, whereupon the Official Plan shall become effective pursuant to UCA § 17C-4-106(2).
3. Pursuant to UCA § 17C-4-106(4), the Agency may proceed to carry out the Official Plan as soon as it becomes effective.

4. This ordinance shall take effect immediately upon publication and recording.

APPROVED AND ADOPTED this 18th day of June, 2013.

Mayor Heather Jackson

Attest:

Fionnuala B. Kofoed, CMC, City Recorder

CERTIFICATION

The above ordinance was adopted by the City Council of Eagle Mountain City on the 18th day of June, 2013.

Those voting aye:

- Donna Burnham
- Ryan Ireland
- Nathan Ochsenhirt
- John Painter
- Richard Steinkopf

Those voting nay:

- Donna Burnham
- Ryan Ireland
- Nathan Ochsenhirt
- John Painter
- Richard Steinkopf

Fionnuala B. Kofoed, City Recorder

EXHIBIT A

PROJECT AREA LEGAL DESCRIPTION

The following described real property is located in Utah County, Utah:

A part of the southeast quarter of section 20 and the southwest quarter of section 21, township 5 south, range 1 west, salt lake base and meridian, u.s. survey in eagle mountain city, utah county, utah:

beginning at a point on the north line of pony express parkway located 66.00 feet north 0°11'38" east along the section line; and 0.50 feet north 89°03'07" west along said north line from the southeast corner of said section 20; and running thence along said north line of pony express parkway the following three courses: north 89°03'07" west 907.86 feet along a line parallel to the section line; north 3°43'05" east 60.01 feet; and north 89°03'07" west 497.71 feet along a line parallel to the section line; thence north 0°56'53" east 63.85 feet to a point of curvature; thence northeasterly along the arc of a 200.00 foot radius curve to the right a distance of 71.68 feet (central angle equals 20°32'08" and long chord bears north 11°12'57" east 71.20 feet) to a point of tangency; thence north 21°29'01" east 49.56 feet to a point of curvature; thence northeasterly along an arc of a 300.50 foot radius curve to the right a distance of 211.65 feet (central angle equals 40°21'21" and long chord bears north 41°39'41" east 207.31 feet) to a point of tangency; thence north 61°50'21" east 260.35 feet to a point of curvature; thence northeasterly along an arc of a 224.50 foot radius curve to the left a distance of 240.58 feet (central angle equals 61°23'55" and long chord bears north 31°08'24" east 229.23 feet) to a point of tangency; thence north 0°26'26" east 62.00 feet; thence south 89°33'34" east 440.84 feet; thence south 72°39'57" east 174.35 feet; thence south 89°33'34" east 280.50 feet; thence south 0°26'26" west 741.51 feet to the point of beginning.

contains 877,650 sq. ft.

or 20.148 acres

9 lots