

WEST BOUNTIFUL CITY

ORDINANCE #410-18

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 May 15, 2018 for property known as Parcel #06-030-0034, located at approximately 400 North along the east boundary of Legacy Parkway (the “*Real Property*”); and

WHEREAS, the Real Property consists of approximately 15.609 acres and lies contiguous to the corporate boundaries of West Bountiful City; and

WHEREAS, the Petition for Annexation and a Map of the Proposal was mailed on May 17, 2018 to affected entities; and

WHEREAS, the City Council unanimously accepted the Annexation Petition on June 5, 2018; and

WHEREAS, the City Council received notice of Certification of the Petition from the City Recorder on June 15, 2018; and

WHEREAS, Public Notice was published once a week for three consecutive weeks in the Davis County Clipper beginning June 21, 2018; and

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

WHEREAS, on August 7, 2018, the City Council held a public hearing after proper notice and determined that it was in the best interest of the community to annex the described parcel.

NOW, THEREFORE BE IT ORDAINED BY THE WEST BOUNTIFUL CITY COUNCIL THAT PURSUANT TO UTAH CODE § 10-2-416,

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:

06-030-0034

Beginning at the intersection of the West Line of West Bountiful City and the East Right-of-Way Line of the Legacy Parkway, said point being South 00°09'30" West 1368.35 feet along the section line from the Northwest Corner of Section 23, Township 2 North, Range 1 West, Salt Lake Base and Meridian, and running:

Thence South 00°09'30" West 1272.48 feet along the section line and West Line of West Bountiful City to the West Quarter Corner of Section 23, Township 2 North, Range 1 West, Salt Lake Base and Meridian;

Thence South 89°56'35" West 1019.62 feet along the quarter section line to the Easterly Right-of-Way Line of the Legacy Parkway;

Thence Northeasterly 417.88 feet along the arc of a 1892.06 foot radius non-tangent

curve to the right (center bears South 62°15'48" East and the long chord bears North 34°03'50" East 417.03 feet with a central angle of 12°39'16") along said East Right-of-Way Line of the Legacy Parkway to a found Right of Way Marker;

Thence North 40°23'27" East 1218.44 feet along said East Right-of-Way Line of the Legacy Parkway to the point of beginning.

Contains 679,922 square feet or 15.609 acres.

3. The zoning map of West Bountiful City shall be amended to include the Real Property as shown on Exhibit A.
4. The Real Property shall be classified as being in the Blended Use ("**BU**") District 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 BU 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 BU restrictions and regulations and continued enforcement of the non-conforming action will be pursued.
7. 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 7th day of August, 2018.

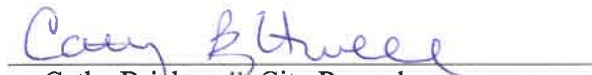
By:


Ken Romney, Mayor

<u>Voting by the City Council:</u>	<u>Aye</u>	<u>Nay</u>
Councilmember Ahlstrom	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Bruhn	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Enquist	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Preece	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>







Attest:


Cathy Brightwell, City Recorder










WEST BOUNTIFUL CURRENT ZONING MAP

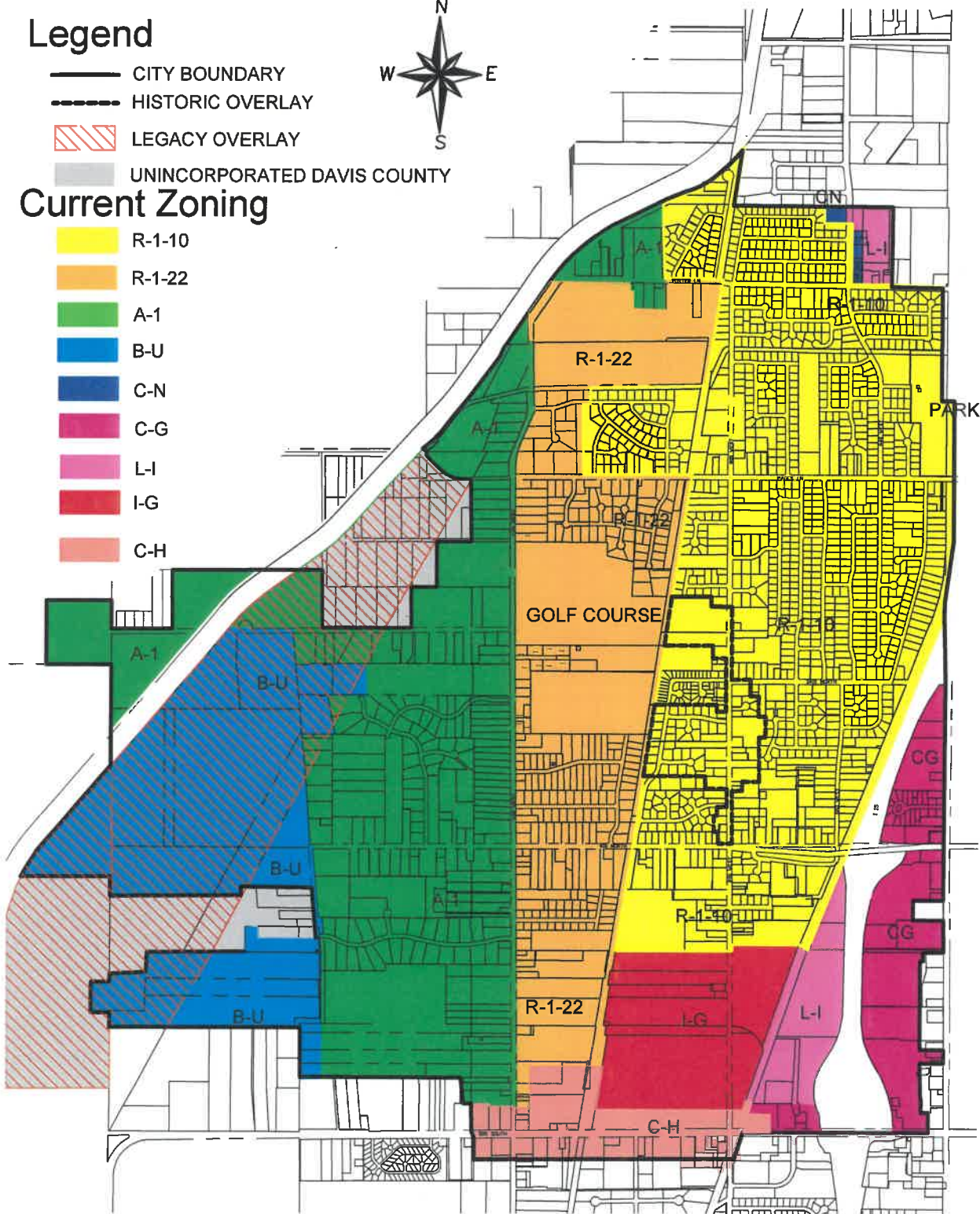
Legend

-  CITY BOUNDARY
-  HISTORIC OVERLAY
-  LEGACY OVERLAY
-  UNINCORPORATED DAVIS COUNTY



Current Zoning

-  R-1-10
-  R-1-22
-  A-1
-  B-U
-  C-N
-  C-G
-  L-I
-  I-G
-  C-H



**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. 410-18
was duly passed and published, or posted at three public places within the
municipality on August 14, 2018, which public places are:*

- 1) West Bountiful City Hall,*
- 2) West Bountiful City Park Bowery, and*
- 3) Lakeside Golf Course.*

Cathy Brightwell DATE: 8/14/18
Cathy Brightwell, City Recorder