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RESOLUTION NO. 764

A RESOLUTION DECLARING THE INTENTION OF THE MURRAY CITY MUNICIPAL COUNCIL, SALT LAKE COUNTY, STATE OF UTAH, TO CONSTRUCT IMPROVEMENTS ON CERTAIN STREETS WITHIN SAID MUNICIPALITY CONSISTING OF CONSTRUCTING CURB, GUTTER AND SIDEWALK AND ALL OTHER MISCELLANEOUS WORK NECESSARY TO COMPLETE THE IMPROVEMENTS IN A PROPER WORKMANLIKE MANNER; TO CREATE MURRAY CITY (700 WEST) SPECIAL IMPROVEMENT DISTRICT NO. 21; TO DEFRAY THE COST AND EXPENSES OF SAID CURB, GUTTER AND SIDEWALK BY SPECIAL ASSESSMENTS TO BE LEVIED AGAINST THE PROPERTY BENEFITED BY SUCH IMPROVEMENTS; AND TO PROVIDE NOTICE OF INTENTION TO AUTHORIZE SUCH IMPROVEMENTS AND TO FIX A TIME AND PLACE FOR PROTESTS AGAINST SUCH IMPROVEMENTS OR THE CREATION OF SAID DISTRICT.

BE IT RESOLVED by the Murray City Municipal Council, Salt Lake County, Utah:

Section 1. The City Council of Murray City, Salt Lake County, Utah, hereby determines that it will be in the best interest of said Municipality to construct curb, gutter and sidewalk in the way of new improvements within the herein proposed special improvement district, and to complete the whole in a proper and workmanlike manner according to plans, profiles and specifications on file in the office of the Department of Public Works of Murray City, Utah. A description of the proposed curb, gutter and sidewalk district is more particularly described in the Notice of Intention to construct the proposed improvements hereinafter set forth.

Section 2. The proposed district shall be known as "Murray City (700 West) Special Improvement District No. 21".

Section 3. The cost and expenses of a portion of the proposed improvements shall be paid by a special tax to be levied against the property fronting or abutting upon or adjacent to the improvements to be improved or which may be affected or specially benefited by any of such improvements, such tax to be paid in no more than ten (10) equal annual installments with interest on the unpaid balance until due and paid. An allowance shall be made for corner lots as provided by City ordinance so that such lots are not assessed at full rate on both streets.

Section 4. Written protests against the proposed improvements or against the creation of said District must be presented and filed in the Office of the City Recorder on or before the 24th day of June, 1986, at the hour of 12:00 noon. Thereafter at 7:00 p.m., or as soon thereafter as the matter may be heard, on Tuesday, the 24th day of June, 1986, at the Council Chambers in Murray City, Utah, any such protests shall be heard and considered by the City Council. Protest will be counted according to protests representing one-half (1/2) of the property to be assessed inasmuch as the assessment is to be made according to footage. The City Recorder is hereby directed to give notice of intention to make the proposed improvements and of the time within which protests against the proposed improvements or the creation of said District may be filed and the date when such protests will be heard and considered by publishing notice of intention to create Murray City (700 West) Special Improvement District No. 21 in the Murray Eagle, a newspaper of general circulation in said Municipality, said notice to be published four times, once during each week for four consecutive weeks, the last publication to be not less than five (5) nor more than twenty (20) days prior to the time fixed in the notice as the last day for the filing of protests. In addition, the City Recorder shall mail a copy of such notice by United States Mail, postage prepaid, to each owner of land to be assessed within the proposed Special Improvement District at the last known address of such owner, using for such purpose the names and addresses of said owners appearing on the last completed real property assessment rolls of Salt Lake County, and in addition, a copy of such notice shall be mailed, postage prepaid, addressed to "Owner" at the street number of each piece of improved property to be affected by the assessment, said notices to be so mailed not later than ten

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STATE OF UTAH)
): ss.
COUNTY OF SALT LAKE)

I, Ludell P. Pierson, the duly chosen, qualified and acting City Recorder of Salt Lake City, Salt Lake County, Utah, do hereby certify as follows:

1. That the foregoing typewritten pages constitute a full, true and correct copy of the record of proceedings of the City Council taken at a regular meeting thereof held in said Municipality on May 20, 1986, at the hour of 7:00 p.m., insofar as said proceedings relate to the consideration and adoption of a resolution declaring the intention of the City Council to create Murray City (700 West) Special Improvement District No. 21 and make certain improvements therein described as the same appears of record in my office; that I personally attended said meeting, and that the proceedings were in fact held as in said minutes specified.

2. That due, legal and timely notice of said meeting was served upon all members as required by law and the rules and ordinances of said Municipality.

3. That the above resolution was deposited in my office on May 29, 1986, has been recorded by me, and is a part of the permanent records of Murray City, Salt Lake County, Utah.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and affixed the seal of said Municipality this 29 day of May, 1986.



City Recorder

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mation are on file in the office of the City Recorder who will make such information available to all interested person.

TIME FOR FILING PROTESTS

Any person who is the owner of record of property proposed to be assessed in the Special Improvement District No. 21 described in the Notice of Intention shall have the right to file in writing a protest against the creation of Special Improvement District No. 21 or to make any other objections relating thereto. Protests shall describe or otherwise identify the property record by the person or persons making the protest. Protests shall be filed with the City Recorder of Murray City, Utah, on or before 12:00 noon on the 24th day of June, 1986. Thereafter at 7:00 p.m., or as soon thereafter as the matter may be heard, on the 24th day of June, 1986, the City Council will meet in public meeting at the offices of the City Council to consider all protests so filed and hear all objections relating to the proposed Murray City (700 West) Special Improvement District No. 21.

BY ORDER OF THE CITY COUNCIL OF MURRAY CITY, UTAH.


Gene H. Rosvall
Council Chairman

ATTEST:


Ludell P. Pierson, City Recorder

DATES OF PUBLICATION: May 29, June 5, 12, 19, 1986.

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(10) days after the first publication of the Notice of Intention. Said Notice shall be in substantially the following form:

NOTICE OF INTENTION

PUBLIC NOTICE IS HEREBY given that on the 20th day of May, 1986, the City Council of Murray City, Salt Lake County, Utah, adopted a resolution declaring its intention to create a curb and gutter extension district to be known as Murray City (700 West) Special Improvement District No. 21. It is the intention of the City Council to make improvements within said Special Improvement District and to levy special taxes as provided in Chapter 16, Title 10, Utah Code Annotated, (1953), as amended, on the real estate lying within said District for the benefit of which such taxes are to be expended in the making of such improvements.

DESCRIPTION OF DISTRICT

The proposed improvements would be constructed upon all parcels of land and lots and the abutting property owners will be assessed for improvements built at the herein below estimated rates per front foot of abutting property: for concrete curb, gutter and sidewalk where it does not now exist upon all parcels of land and lots along both sides of 700 West between 5300 South and 6050 South in Murray City. Said improvements are all within the limits of Murray City, Utah. Properties which have curb, gutter and sidewalk already installed shall not be required to pay for said proposed new improvements. In the event that Safer Sidewalk money becomes available, the proposed assessment for sidewalk may be eliminated or substantially reduced.

INTENDED IMPROVEMENTS

The improvements to be constructed within said Special Improvement District in general include the construction of curb, gutter and sidewalk, and all other miscellaneous work necessary to complete the work in a proper and workmanlike manner.

ESTIMATED COST OF IMPROVEMENTS

The total cost of improvements in said proposed Special Improvement District No. 21 as estimated by the City Engineer is \$42,720.80 which shall be paid by a special tax to be levied against the property abutting upon the streets to be improved or upon property which may be affected or specifically benefited by such improvements.

The estimated cost for installation of the curb and gutter is 2,988.82 feet at \$7.00 per foot for a total cost of \$20,921.74.

The estimated cost for installation of the sidewalk is 240 feet at \$7.00 per foot for a total cost of \$1,680.00 and 3,095.24 feet at \$6.50 per foot for a total cost of \$20,119.06, for a total of \$21,799.06.

ASSESSMENTS AND LEVY OF TAXES

It is proposed by the City Council of Murray City, Utah to levy assessments as provided by the laws of Utah on all parcels and lots of real property within the District. The purpose of the assessment and levy is to pay those costs of the subject improvements which the Municipality will not assume and pay. The method of assessment shall be by lineal front foot as set forth herein.

The assessments may be paid by property owners in ten (10) annual installments with interest on the unpaid balance at a rate of ten percent (10%) per annum, or the whole or any part of the assessment may be paid without interest within fifteen (15) days after the ordinance levying the assessment becomes effective. The assessments shall be levied according to the benefits to be derived by each property within the District. Other payment provisions and enforcement remedies shall be in accordance with Chapter 16 of Title 10 of Utah Code Annotated, (1953), as amended.

A map of the proposed District, copies of plans, profiles and specifications of the proposed improvements and other related infor-

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CERTIFICATION

County of Salt Lake :
: ss.
State of Utah :

I, Ludell P. Pierson, City Recorder, of the City of Murray City, Salt Lake County, State of Utah, do hereby certify that Resolution #764 Notice of Intention relating to Special Improvement District #21 (700 West) is a full, true, and correct copy of the original Resolution #764 Notice of Intention of the Murray City Municipal Council as such Resolution appears on file in my office of City Recorder.

Witness my hand and the seal of said City this 10 day of July, 1986.



Ludell P. Pierson
Ludell P. Pierson,
City Recorder

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REC'D OF _____
DEP _____
JUL 11 2 38 PM '86
Murray City
KATHLEEN R. ALLEN
PATRICIA R. BROWN

KATHLEEN R. ALLEN
RECORDER
SALT LAKE COUNTY,
UTAH

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