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 GARY W. OTT  
 RECORDER, SALT LAKE COUNTY, UTAH

CITY OF DRAPER  
 1020 E PIONEER RD  
 DRAPER UT 84020  
 BY: EAP, DEPUTY - WI 7 P.

**ORDINANCE NO. 873**

**AN ORDINANCE APPROVING THE AMENDMENT OF THE LEGAL DESCRIPTION OF THE CRESCENT NEIGHBORHOOD AREA PLAN**

**WHEREAS**, the Redevelopment Agency of Draper, Utah, created the Crescent Neighborhood Development Plan, as amended, dated February 8, 1993 and recorded the documents adopting the plan in the Salt Lake County Recorder's Office; and

**WHEREAS**, pursuant to UCA 17C-1-414, the Salt Lake County Assessor has identified minor boundary adjustments to be made in the legal description of the Crescent project area boundary to ensure that a certain tax parcel which was divided by the former boundary of the project area will be included in the project area; and

**WHEREAS**, Utah Code Ann. 17C-2-110(4)(a) provides, "An adopted urban renewal project area plan may be amended without complying with the notice and public hearing requirements of Subsections (2)(a) and (3)(a) and without obtaining taxing entity committee approval under Subsection (3)(c) if the amendment: (i) makes a minor adjustment in the legal description of a project area boundary requested by a county assessor or county auditor to avoid inconsistent property boundary lines..."; and

**WHEREAS**, the Redevelopment Agency of Draper, Utah has approved Resolution No. RDA 08-10 amending the Crescent Neighborhood Development Plan as described above; and

**WHEREAS**, Utah Code Ann. 17C-2-110(5) provides that the RDA Resolution making the amendment may not take effect until the legislative body of the municipality where the Redevelopment Agency plan exists adopts an ordinance approving the same;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:**

**Section I. Amendment Approved.** Resolution No. RDA 08-10 of the Redevelopment Agency of Draper, Utah, which makes a minor amendment to the project area boundary of the Crescent Neighborhood Development Plan, As Amended," dated February 8, 1993, and which is attached hereto as Attachment A with the amended legal description shown on Exhibit A, is hereby approved.

**Section II. Severability Clause.** If any section, sentence, clause, phrase or word of this ordinance is for any reason held or declared to be unconstitutional, inoperative, or void, such holding or invalidity shall not affect the remainder thereof and it shall be construed to have been the legislative intent to pass this ordinance without such unconstitutional, invalid or inoperative part thereon. The remainder of this ordinance, after exclusion of such part or parts, shall be deemed and held to be valid as if such part or parts had not been included therein.

**Section III. General Repealer.** Ordinances in conflict herewith are hereby repealed to the extent of the conflict.

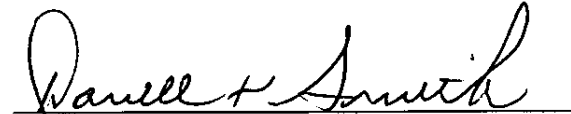
**Section IV. Effective Date.** This Ordinance shall become effective immediately after publication or posting, pursuant to Utah Code Ann. 10-3-712.

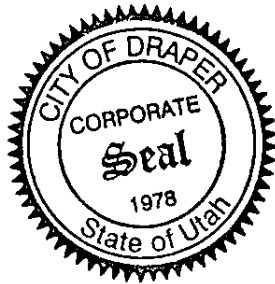
**PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THIS 16<sup>th</sup> DAY OF DECEMBER 2008.**

**ATTEST:**

**DRAPER CITY**

  
\_\_\_\_\_  
City Recorder

  
\_\_\_\_\_  
Mayor



**ATTACHMENT A**

**RESOLUTION NO. RDA 08-10**

**A RESOLUTION OF THE REDEVELOPMENT AGENCY OF DRAPER CITY AMENDING THE "CRESCENT NEIGHBORHOOD DEVELOPMENT PLAN, AS AMENDED", DATED FEBRUARY 8, 1993; MAKING A MINOR ADJUSTMENT IN THE LEGAL DESCRIPTION OF THE PROJECT AREA BOUNDARY AS REQUESTED BY THE COUNTY ASSESSOR**

**WHEREAS**, the Crescent Neighborhood Development Plan, as amended, dated February 8, 1993 was duly created on the date stated and the documents adopting the plan were recorded with the Salt Lake County Recorder's Office; and

**WHEREAS**, pursuant to UCA 17C-1-414, the Salt Lake County Assessor has identified a minor boundary adjustment that needs to be made in the legal description of that project area boundary so that a certain tax parcel which is divided by the boundary of the project area will remain included in the project area; and

**WHEREAS**, Utah Code Ann. 17C-2-110(4)(a) provides, "An adopted urban renewal project area plan may be amended without complying with the notice and public hearing requirements of Subsections (2)(a) and (3)(a) and without obtaining taxing entity committee approval under Subsection (3)(c) if the amendment: (i) makes a minor adjustment in the legal description of a project area boundary requested by a county assessor or county auditor to avoid inconsistent property boundary lines..."; and

**WHEREAS**, the Board of the Redevelopment Agency of Draper City has had the property re-surveyed and desires now to make the minor adjustment to the legal description to comply with the county assessor's request; and

**WHEREAS**, the Board hereby finds this action in the best interest of the public's health, safety and general welfare;

**NOW, THEREFORE, BE IT RESOLVED BY THE REDEVELOPMENT AGENCY OF DRAPER CITY, STATE OF UTAH AS FOLLOWS:**

**Section 1.** The Crescent Neighborhood Development Plan, As Amended," dated February 8, 1993, is hereby amended by making a minor adjustment to the legal description of the plan area, to read as stated on the attached Exhibit A.

**Section 2. Effective Date.** Pursuant to Utah Code Ann. 17C-2-110(5), this Resolution shall become effective immediately upon adoption by the Draper City Council of an ordinance pertaining to the same subject matter.

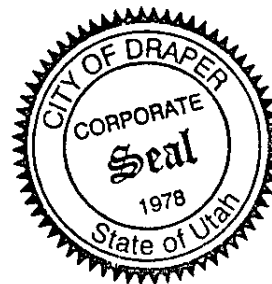
PASSED AND ADOPTED BY THE REDEVELOPMENT AGENCY OF DRAPER CITY, STATE OF UTAH, ON THE 16<sup>th</sup> DAY OF DECEMBER 2008.

REDEVELOPMENT AGENCY OF DRAPER CITY

Chair *Jeff Stenquist*

ATTEST:

*Lynn Loney*  
Executive Director



## EXHIBIT A

### Amended Legal Description of the Crescent Neighborhood Development Plan

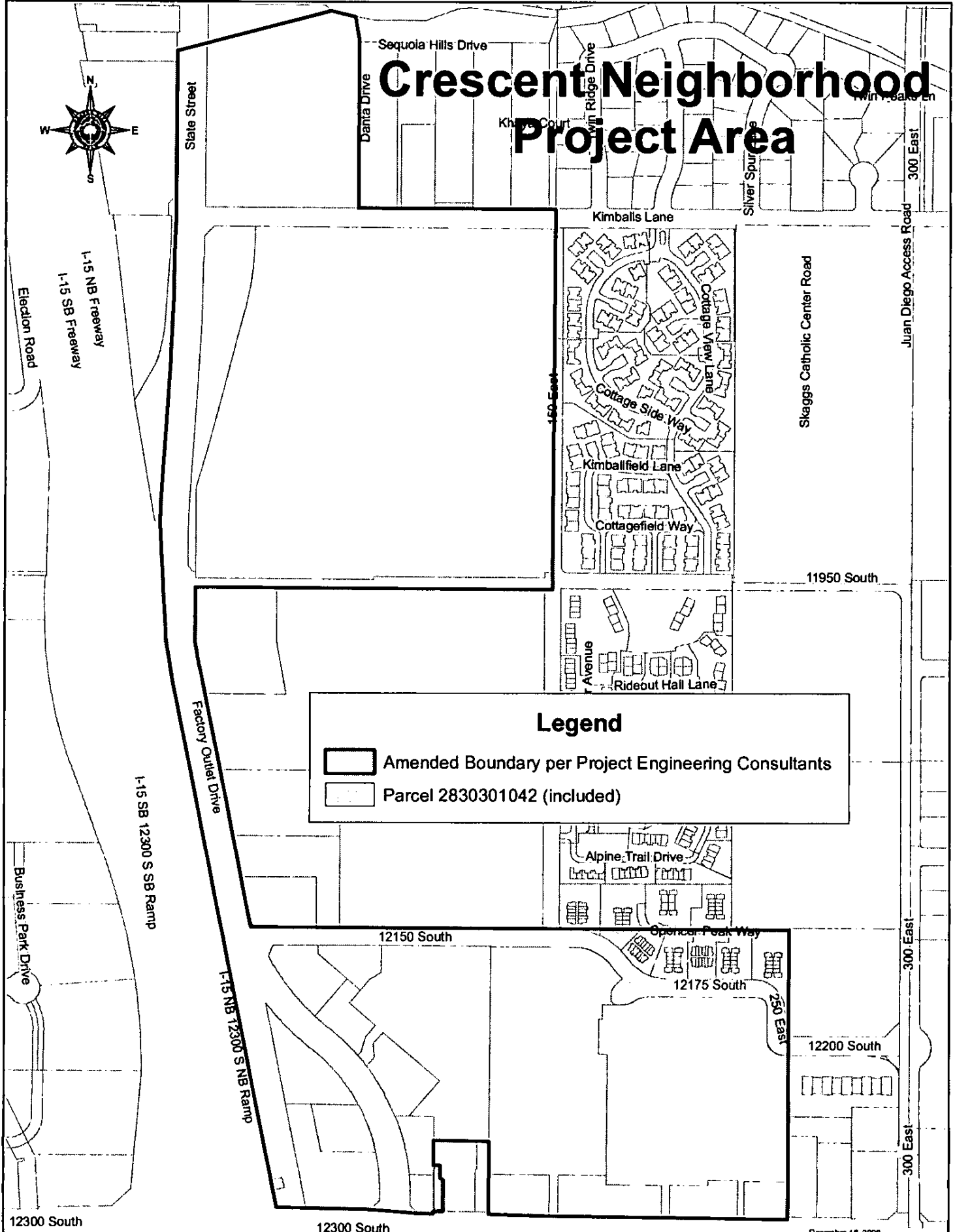
Beginning at a point 80.00 feet North 89°44'33" West from the Northwest Corner of Section 30, Township 3 South, Range 1 East, Salt Lake Base and Meridian; and running thence North 00°15'27" East 609.08 feet; thence North 75°24'08" East 585.00 feet to the centerline of the East Jordan Canal; thence South 76°17'17" East 92.33 feet; thence South 09°37'09" East 92.45 feet; thence South 00°15'27" West 613.50 feet to a point on the North Right-of-way line of Kimballs Lane; thence along said North Right-of-way line South 89°44'33" East 728.94 feet; thence South 00°19'55" West 1402.07 feet; thence North 89°44'03" West 1316.95 feet to a point on the East Right-of-way line of Factory Outlet Drive; thence along said East Right-of-way line the following three (3) calls; (1) South 00°12'16" West 199.19 feet to a point on a 1869.96 foot radius non-tangent curve to the left; (2) along the arc of said curve 105.24 feet, chord bears South 09°43'38" East 105.23 feet; (3) South 11°14'28" East 968.66 feet to a point on the North Right-of-way line of 12150 South; thence along said North Right-of-way line South 89°47'32" East 1985.77 feet; thence South 00°11'29" West 1068.58 feet to a point on the North Right-of-way line of 12300 South; thence along said North Right-of-way line the following two (2) calls; (1) North 89°24'23" West 881.55 feet; (2) North 88°22'08" West 221.02 feet; thence North 00°21'45" East 269.65 feet; thence North 89°26'01" West 204.98 feet; thence South 00°14'08" West 91.03 feet; thence South 89°45'52" East 25.28 feet; thence South 00°21'45" West 46.75 feet; thence South 59°48'27" East 13.83 feet; thence South 00°21'45" West 115.00 feet; thence North 89°24'39" West 36.90 feet; thence South 00°15'43" West 10.10 feet returning to a point on said North Right-of-way line of 12300 South; thence along said North Right-of-way line the following three (3) calls; (1) North 89°24'23" West 54.16 feet; (2) North 85°05'41" West 172.89 feet; (3) North 88°50'29" West 351.25 feet to the West side of the historic State Street Frontage Road; thence along said West side the following six (6) calls; (1) North 11°14'28" West 2003.45 feet to a point on a 1975.96 foot radius curve to the right; (2) along the arc of said curve 123.39 feet, chord bears North 09°33'02" West 123.37 feet; (3) North 03°02'52" West 447.42 feet to a point on a 2553.00 foot radius curve to the right; (4) along the arc of said curve 75.66 feet, chord bears North 02°46'21" East 75.66 feet; (5) North 03°37'18" East 513.20 feet to a point on a 6000.00 foot radius curve to the left; (6) along the arc of said curve 397.77 feet, chord bears North 02°11'17" East 397.70 feet; thence North 01°56'51" East 139.46 feet to the point of beginning. Contains 4,626,250 Square Feet or 106.20 Acres more or less.

**EXHIBIT A**

**Amended Legal Description of the Crescent Neighborhood Development Plan**

Beginning at a point 80.00 feet North 89°44'33" West from the Northwest Corner of Section 30, Township 3 South, Range 1 East, Salt Lake Base and Meridian; and running thence North 00°15'27" East 609.08 feet; thence North 75°24'08" East 585.00 feet to the centerline of the East Jordan Canal; thence South 76°17'17" East 92.33 feet; thence South 09°37'09" East 92.45 feet; thence South 00°15'27" West 613.50 feet to a point on the North Right-of-way line of Kimballs Lane; thence along said North Right-of-way line South 89°44'33" East 728.94 feet; thence South 00°19'55" West 1402.07 feet; thence North 89°44'03" West 1316.95 feet to a point on the East Right-of-way line of Factory Outlet Drive; thence along said East Right-of-way line the following three (3) calls; (1) South 00°12'16" West 199.19 feet to a point on a 1869.96 foot radius non-tangent curve to the left; (2) along the arc of said curve 105.24 feet, chord bears South 09°43'38" East 105.23 feet; (3) South 11°14'28" East 968.66 feet to a point on the North Right-of-way line of 12150 South; thence along said North Right-of-way line South 89°47'32" East 1985.77 feet; thence South 00°11'29" West 1068.58 feet to a point on the North Right-of-way line of 12300 South; thence along said North Right-of-way line the following two (2) calls; (1) North 89°24'23" West 881.55 feet; (2) North 88°22'08" West 221.02 feet; thence North 00°21'45" East 269.65 feet; thence North 89°26'01" West 204.98 feet; thence South 00°14'08" West 91.03 feet; thence South 89°45'52" East 25.28 feet; thence South 00°21'45" West 46.75 feet; thence South 59°48'27" East 13.83 feet; thence South 00°21'45" West 115.00 feet; thence North 89°24'39" West 36.90 feet; thence South 00°15'43" West 10.10 feet returning to a point on said North Right-of-way line of 12300 South; thence along said North Right-of-way line the following three (3) calls; (1) North 89°24'23" West 54.16 feet; (2) North 85°05'41" West 172.89 feet; (3) North 88°50'29" West 351.25 feet to the West side of the historic State Street Frontage Road; thence along said West side the following six (6) calls; (1) North 11°14'28" West 2003.45 feet to a point on a 1975.96 foot radius curve to the right; (2) along the arc of said curve 123.39 feet, chord bears North 09°33'02" West 123.37 feet; (3) North 03°02'52" West 447.42 feet to a point on a 2553.00 foot radius curve to the right; (4) along the arc of said curve 75.66 feet, chord bears North 02°46'21" East 75.66 feet; (5) North 03°37'18" East 513.20 feet to a point on a 6000.00 foot radius curve to the left; (6) along the arc of said curve 397.77 feet, chord bears North 02°11'17" East 397.70 feet; thence North 01°56'51" East 139.46 feet to the point of beginning. Contains 4,626,250 Square Feet or 106.20 Acres more or less.

# Crescent Neighborhood Project Area



December 16, 2008