

RETURNED  
AUG 14 2013

2760362  
BK 5831 PG 880

**ORDINANCE NO. 2013-09**

**AN ORDINANCE ADOPTING THE BARNARD CREEK COMMUNITY DEVELOPMENT PROJECT AREA PLAN, AS APPROVED BY THE REDEVELOPMENT AGENCY OF CENTERVILLE CITY, AS THE OFFICIAL COMMUNITY DEVELOPMENT PROJECT AREA PLAN FOR THE PROJECT AREA, AND DIRECTING THAT NOTICE OF THE ADOPTION BE GIVEN AS REQUIRED BY STATUTE.**

**WHEREAS** the Board of the Redevelopment Agency of Centerville City (the "Agency"), having prepared a Project Area Plan (the "Plan") for the Barnard Creek 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 July 16, 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

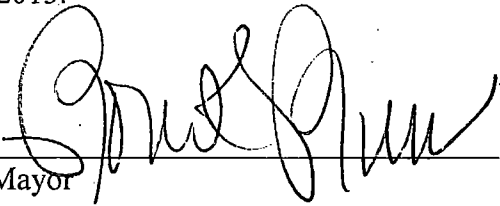
**WHEREAS** the Act also requires that notice is to be given by the community legislative body upon its adoption of a community development project area plan under UCA § 17C-4-106.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF CENTERVILLE CITY AS FOLLOWS:**


1. Centerville 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 upon its adoption.
4. This ordinance shall take effect immediately.

E 2760362 B 5831 P 880-884  
RICHARD T. MAUGHAN  
DAVIS COUNTY, UTAH RECORDER  
08/14/2013 02:56 PM  
FEE \$0.00 Pgs: 5  
DEP RT REC'D FOR CENTERVILLE CITY

APPROVED AND ADOPTED this 17 day of July, 2013.

  
\_\_\_\_\_  
Mayor

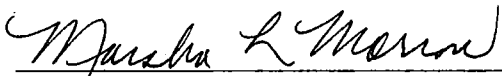
Attest:

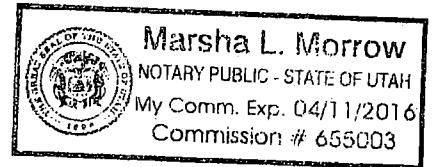
  
\_\_\_\_\_  
City Recorder



STATE OF UTAH            )  
  :SS.  
COUNTY OF DAVIS        )

On the 17 day of July, 2013, personally appeared before me RONALD G. RUSSELL, who being duly sworn, did say that he is the Mayor of CENTERVILLE CITY, a municipal corporation of the State of Utah, and that the foregoing instrument was signed in behalf of the City by authority of its governing body and said that Ronald G. Russell acknowledged to me that the City executed the same.

  
\_\_\_\_\_  
Notary Public



My Commission Expires:  
4-11-2016

Residing at:  
Centerville

## PROJECT AREA LEGAL DESCRIPTION

An entire tract of land being described for the Barnard Creek Community Development Area, situate in the NE1/4 of Section 12, and the SE1/4 of Section 1 all in T.2 N., R.1 W., S.L.B.& M., Davis County. The boundaries of said entire tract of land are described as follows:

Beginning at a point on the westerly right of way line of a railroad, said point is S. 89°58'05" W. 89.73 feet along the north line of said Section 12 from the northeast corner of said section, and running thence along said railroad right of way line S. 0°12'29" W. 1310.52 feet to the southeast corner of said entire tract; thence S. 89°49'20" W. 297.64 feet more or less to the extension of the centerline of 725 North Street; thence along said centerline S. 89°47'41" W. 1376.91 feet to the terminus of the centerline in the Excel Industrial Park Subdivision No. 2 as filed in the Davis County Recorder's Office; thence N. 89°53'30" W. 423.82 feet to the easterly right of way line of the former Denver and Rio Grande Railroad and the southeast corner of said entire tract; thence along said railroad right of way the following three (3) courses and distances (1) N. 9°00'33" E. 1330.93 feet; thence (2) N. 89°57'55" E. 52.82 feet; thence (3) N. 9°01'00" E. 1412.82 feet to the northerly right of way line of 1275 North Street and the northwest corner of said entire tract; thence S. 89°58'47" E. 1183.30 feet along said northerly right of way line and the extension thereof to the easterly right of way line of said 1275 North Street; thence along said easterly right of way line southerly 102.94 feet along the arc of a 1966.21-foot radius non-tangent curve to the right (Note: Chord to said curve bears S. 19°09'00" W. for a distance of 102.92 feet); thence S. 89°56'56" E. 475.63 feet to said westerly railroad right of way line; thence S. 0°12'29" W. 1296.28 feet along said railroad right of way line to the point of beginning.

The above described entire tract of land contains 114.67 acres more or less.

The land within the CDA contains the following parcels:

PARCEL NUMBER	OWNER	ACRES
060030002	BOUNTIFUL CITY REDEVELOPMENT AGENCY	1.39
060030004	BOUNTIFUL CITY REDEVELOPMENT AGENCY	0.90
060030016	JOHN S SMITH FAMILY PARTNERSHIP LTD	4.00
060030017	NAISBITT, JED P	0.17
060030024	UTAH DEPARTMENT OF TRANSPORTATION	1.20
060030030	USB PROPERTIES LTD	3.05
060030031	SALMON HVAC LLC	3.94
060030033	CENTERVILLE CITY A CORPORATION	0.85
060030035	UTAH DEPARTMENT OF TRANSPORTATION	1.04
060030036	USB PROPERTIES LTD	6.42
060030037	UTAH DEPARTMENT OF TRANSPORTATION	0.09
060030038	USB PROPERTIES LTD	6.69
060030040	UTAH DEPARTMENT OF TRANSPORTATION	0.53
060030041	UTAH DEPARTMENT OF TRANSPORTATION	3.66
060030042	UTAH DEPARTMENT OF TRANSPORTATION	4.23
060030044	UTAH DEPARTMENT OF TRANSPORTATION	6.67
060030045	UTAH DEPARTMENT OF TRANSPORTATION	0.04

2760362  
BK 5831 PG 884

PARCEL NUMBER	OWNER	ACRES
060030046	SALMON HVAC LLC	0.93
060030047	UTAH DEPARTMENT OF TRANSPORTATION	1.22
060030048	SOUTH DAVIS SEWER DISTRICT	3.49
060060020	SHERIFF, MERRILL L & KATHLEEN AND RAST, DANIEL	1.50
060060033	OLSEN LLC	1.81
060060034	HADLEY, ELMER LEROY - TRUSTEE AND HADLEY, SHIRLEY D	1.83
060060035	HADLEY, ELMER LEROY - TRUSTEE AND HADLEY, SHIRLEY D	0.91
060060036	HOGAN & ASSOCIATES CONSTRUCTION INC	0.91
060060037	HOGAN & ASSOCIATES CONSTRUCTION INC	1.72
060060038	LMCC INC	1.82
060060039	BANGERTER WOOD PROPERTIES LLC	2.00
060060045	EVANS, LEWIS M JR & JANET A - ETAL	2.49
060060051	SHERIFF, MERRILL L & KATHLEEN AND RAST, DANIEL C	0.04
060060052	EVANS, LEWIS M JR & JANET A & MICHAEL M & SUZANNE H DBA EVANS BROTHERS INVESTMENT	1.95
060060054	UTAH DEPARTMENT OF TRANSPORTATION	0.22
060060085	UTAH DEPARTMENT OF TRANSPORTATION	0.07
060060086	UTAH DEPARTMENT OF TRANSPORTATION	2.19
060060088	UTAH DEPARTMENT OF TRANSPORTATION	0.37
060060089	UTAH DEPARTMENT OF TRANSPORTATION	0.83
060060090	LMCC INC	0.72
060060091	UTAH DEPARTMENT OF TRANSPORTATION	0.71
060060094	UTAH DEPARTMENT OF TRANSPORTATION	0.37
060060096	UTAH DEPARTMENT OF TRANSPORTATION	0.21
060060097	EVANS, LEWIS M & JANET A -ETAL	0.40
060060098	HOGAN & ASSOCIATES CONSTRUCTION INC	2.97
060060105	UTAH DEPARTMENT OF TRANSPORTATION	0.84
060060106	UTAH DEPARTMENT OF TRANSPORTATION	3.04
060060107	UTAH DEPARTMENT OF TRANSPORTATION	0.44
060060110	LMCC INC	1.09
060060111	QUESTAR GAS COMPANY	0.42
060060112	UTAH DEPARTMENT OF TRANSPORTATION	1.54
060060113	UTAH DEPARTMENT OF TRANSPORTATION	3.27
060060114	UTAH DEPARTMENT OF TRANSPORTATION	1.72
061320003	FOUAD ENTERPRISES LTD	1.53
061320006	UTAH DEPARTMENT OF TRANSPORTATION	0.02
061320009	MISSION CWS LLC	1.75
061320009	MISSION CWS LLC	1.75
061320009	MISSION CWS LLC	1.75
062400004	HOGAN & ASSOCIATES CONSTRUCTION INC	1.59
062400005	HOGAN & ASSOCIATES CONSTRUCTION INC	1.60
063340001	HOGAN & ASSOCIATES CONSTRUCTION INC	3.62
063340002	HOGAN & ASSOCIATES CONSTRUCTION INC	1.43
063340003	BRYSON SALES & SERVICE LLC	1.75
063340006	PSA PROPERTIES LLC	1.22