



E

ORDINANCE NO. 06-2012



ENT 25048:2012 PG 1 of 10
JEFFERY SMITH
UTAH COUNTY RECORDER
2012 Mar 28 4:47 pm FEE 0.00 BY SW
RECORDED FOR LEHI CITY CORPORATION

**AN ORDINANCE OF THE CITY COUNCIL OF LEHI CITY, STATE OF UTAH,
ADOPTING THE "TRAVERSE MOUNTAIN COMMUNITY DEVELOPMENT
PROJECT AREA PLAN," DATED JANUARY 23, 2012**

**BE IT ORDAINED BY THE CITY COUNCIL OF LEHI CITY, STATE OF UTAH, AS
FOLLOWS:**

This Ordinance pertaining to the "Traverse Mountain Community Development Project Area Plan" is hereby enacted to read as follows:

TRAVERSE MOUNTAIN COMMUNITY DEVELOPMENT PROJECT AREA PLAN

Sections:

1. Adoption of Project Area Plan.
2. Project Area Boundaries.
3. Purposes of Project Area Plan.
4. Project Area Plan Incorporated by Reference.
5. Findings.
6. Acquisition of Property.
7. Funding.
8. Effective Date.

Section 1. Adoption of Project Area Plan. The Redevelopment Agency of Lehi City (the "Agency") has adopted the "Traverse Mountain Community Development Project Area Plan," dated January 23, 2012 (the "Project Area Plan"). The Project Area Plan is hereby designated as the official Community Development Project Area Plan of the Traverse Mountain Community Development Project Area (the "Project Area"). The City, after review of the Agency's findings, as set forth herein, hereby adopts by Ordinance the Project Area Plan pursuant to Section 17C-4-105 of the Utah Community Development and Renewal Agencies Act.

Section 2. Project Boundaries. The legal description of the boundaries of the Project Area covered by the Project Area Plan is as follows, to-wit:

Real property in the City of Lehi, County of Utah, State of Utah, described as follows:

PARCEL 1:

LOT 1, OUTLETS AT TRAVERSE MOUNTAIN PLAT "A", ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE UTAH COUNTY RECORDER'S OFFICE, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PARCEL OF LAND LOCATED WITHIN TRAVERSE MOUNTAIN COMMERCIAL SUBDIVISION PLAT "A", ON FILE WITH THE UTAH COUNTY RECORDER'S OFFICE INCLUDING ALL OF LOTS 1-12B-2, 1-12C AND 1-12D OF SAID SUBDIVISION, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WESTERLY RIGHT OF WAY LINE OF TRIUMPH BOULEVARD WHICH POINT IS NORTH 120.89 FEET AND WEST 3375.00 FEET FROM THE SOUTHEAST CORNER OF SECTION 30, TOWNSHIP 4 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG SAID RIGHT OF WAY LINE AND ALONG THE ARC OF A 1244.00 FOOT RADIUS CURVE TO THE LEFT 293.99 FEET THROUGH A CENTRAL ANGLE OF 13°32'26", THE CHORD OF WHICH BEARS SOUTH 13°22'04" WEST 293.31 FEET; THENCE ALONG THE ARC OF A 31.00 FOOT RADIUS CURVE TO THE RIGHT 46.87 FEET THROUGH A CENTRAL ANGLE OF 86°37'40", THE CHORD OF WHICH BEARS SOUTH 49°54'41" WEST 42.53 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF GRAND TERRACE PARKWAY; THENCE ALONG SAID NORTHERLY RIGHT OF WAY LINE THE FOLLOWING SEVEN (7) COURSES: (1) NORTH 86°46'29" WEST 29.80 FEET; (2)

THENCE ALONG THE ARC OF A 444.00 FOOT RADIUS CURVE TO THE LEFT 389.88 FEET THROUGH A CENTRAL ANGLE OF 50°18'44", THE CHORD OF WHICH BEARS SOUTH 68°04'09" WEST 377.48 FEET; (3) THENCE SOUTH 42°54'47" WEST 292.15 FEET; (4) THENCE ALONG THE ARC OF A 456.00 FOOT RADIUS CURVE TO THE RIGHT 355.34 FEET THROUGH A CENTRAL ANGLE OF 44°38'53", THE CHORD OF WHICH BEARS SOUTH 65°14'12" WEST 346.42 FEET; (5) THENCE SOUTH 87°33'39" WEST 61.38 FEET; (6) THENCE ALONG THE ARC OF A 556.00 FOOT RADIUS CURVE TO THE RIGHT 434.71 FEET THROUGH A CENTRAL ANGLE OF 44°47'50", THE CHORD OF WHICH IS NORTH 70°02'26" WEST 423.73 FEET; (7) THENCE NORTH 47°38'31" WEST 678.69 FEET; THENCE LEAVING SAID RIGHT OF WAY NORTH 41°29'00" EAST 1069.82 FEET; THENCE ALONG THE NORTHERLY LINE OF SAID SUBDIVISION THE FOLLOWING FOURTEEN (14) COURSES: (1) SOUTH 65°08'48" EAST 118.17 FEET; (2) ALONG THE ARC OF A 255.00 FOOT RADIUS CURVE TO THE LEFT 127.29 FEET THROUGH A CENTRAL ANGLE OF 28°36'01", THE CHORD OF WHICH BEARING SOUTH 79°26'48" EAST 125.97 FEET; (3) NORTH 86°14'58" EAST 5.30 FEET; (4) ALONG THE ARC OF A 45.00 FOOT RADIUS CURVE TO THE RIGHT 36.59 FEET THROUGH A CENTRAL ANGLE OF 46°35'30", THE CHORD OF WHICH BEARS SOUTH 70°27'02" EAST 35.59 FEET; (5) SOUTH 47°09'18" EAST 150.80 FEET; (6) ALONG THE ARC OF A 1055.00 FOOT RADIUS CURVE TO THE LEFT 110.94 FEET TO THE LEFT THROUGH A CENTRAL ANGLE OF 6°01'30", THE CHORD OF WHICH BEARING SOUTH 50°10'03" EAST 110.89 FEET; (7) SOUTH 53°10'47" EAST 63.40 FEET; (8) ALONG THE ARC OF A 455.00 FOOT RADIUS CURVE TO THE LEFT 122.76 FEET THROUGH A CENTRAL ANGLE OF 15°27'30" THE CHORD OF WHICH BEARS SOUTH 60°54'30" EAST 122.39 FEET; (9) SOUTH 68°38'18" EAST 126.90 FEET; (10) ALONG THE ARC OF A 345.00 FOOT RADIUS CURVE TO THE RIGHT 82.54 FEET THROUGH A CENTRAL ANGLE OF 13°42'30", THE CHORD OF WHICH BEARS SOUTH 61°47'03" EAST 82.35 FEET; (11) SOUTH 54°55'49" EAST 104.50 FEET; (12) ALONG THE ARC OF A 255.00 FOOT RADIUS CURVE TO THE LEFT 118.65 FEET THROUGH A CENTRAL ANGLE OF 26°39'35", THE CHORD OF WHICH BEARS SOUTH 68°15'18" EAST 117.58 FEET; (13) SOUTH 81°35'18" EAST 187.90 FEET; (14) ALONG THE ARC OF A 145.00 FOOT RADIUS CURVE TO THE RIGHT 54.92 FEET THROUGH A CENTRAL ANGLE OF 21°41'58", THE CHORD OF WHICH BEARING SOUTH 70°44'19" EAST 54.59 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 35.461 ACRES MORE OR LESS

PARCEL 2:

A PARCEL OF LAND LOCATED WITHIN TRAVERSE MOUNTAIN COMMERCIAL SUBDIVISION PLAT "A", ON FILE WITH THE UTAH COUNTY RECORDER'S OFFICE INCLUDING PORTIONS OF LOTS I- 12E, I-12F AND I-12F-2 OF SAID SUBDIVISION EXCEPTING THEREFROM ALL PROPERTY DEEDED TO THE UTAH DEPARTMENT OF TRANSPORTATION ALONG THE WESTERLY LINE OF TRIUMPH BOULEVARD (ENTRY 121190:2009) MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY RIGHT OF WAY LINE OF TRIUMPH BOULEVARD WHICH POINT IS SOUTH 310.59 FEET AND WEST 3451.05 FEET FROM THE SOUTHEAST CORNER OF SECTION 30, TOWNSHIP 4 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG SAID RIGHT OF WAY LINE THE FOLLOWING TWO (2) COURSES: (1) ALONG THE ARC OF A 1244.00 FOOT RADIUS CURVE TO THE LEFT 49.59 FEET THROUGH A CENTRAL ANGLE OF 02°17'02", THE CHORD OF WHICH BEARS SOUTH 01°17'20" EAST 49.58 FEET; (2) SOUTH 02°25'51" EAST 474.29 FEET TO THE BEGINNING OF THE UDOT PARCELS; THENCE ALONG THE WESTERLY LINE OF SAID UDOT PARCELS THE FOLLOWING TWO (2) CURSES: (1) SOUTH 01°08'10" WEST 150.66 FEET; (2) SOUTH 02°29'09" EAST 115.60 FEET TO THE SOUTHERLY LINE OF THE OUTLETS AT TRAVERSE MOUNTAIN, LLC PROPERTY; THENCE ALONG SAID SOUTHERLY LINE THE FOLLOWING THREE (3) COURSES: (1) SOUTH 87°36'38" WEST 808.47 FEET; (2) ALONG THE ARC OF A 444.00 FOOT RADIUS CURVE TO THE RIGHT 385.64 FEET THROUGH A CENTRAL ANGLE OF 49°45'51", THE CHORD OF WHICH BEARS NORTH 67°30'26" WEST 373.63 FEET; (3) NORTH 42°37'31" WEST 283.13 FEET; THENCE LEAVING SAID SOUTHERLY LINE NORTH 02°26'21" WEST 87.87 FEET ALONG THE WESTERLY LINE OF LOT I-12F-2 TO THE SOUTHERLY RIGHT OF WAY LINE OF CABELA'S BOULEVARD; THENCE ALONG SAID RIGHT OF WAY THE FOLLOWING SEVEN (7) COURSES: (1) ALONG THE ARC OF A 644.00 FOOT RADIUS CURVE TO THE LEFT 365.19 FEET THROUGH A CENTRAL ANGLE OF 32°29'26", THE CHORD OF WHICH BEARS SOUTH 76°11'38" EAST 360.32 FEET; (2) NORTH 87°33'39" EAST 61.38 FEET; (3) ALONG THE ARC OF A 544.00 FOOT RADIUS CURVE TO THE LEFT 423.91 FEET THROUGH A CENTRAL ANGLE OF 44°38'53", THE CHORD OF WHICH BEARS NORTH 65°14'13" EAST 413.27 FEET; (4) NORTH 42°54'47" EAST 292.15 FEET; (5) ALONG THE ARC OF A 356.00 FOOT RADIUS CURVE TO THE RIGHT 312.61 FEET THROUGH A CENTRAL ANGLE OF 50°18'44", THE CHORD OF WHICH BEARS NORTH 68°04'09" EAST 302.66 FEET; (6) SOUTH 86°46'29" EAST 29.80 FEET; (7) ALONG THE ARC OF A 31.00 FOOT RADIUS CURVE TO THE RIGHT 46.87 FEET THROUGH A CENTRAL ANGLE OF 86°37'40", THE CHORD OF WHICH BEARS SOUTH 43°27'51" EAST 42.53 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 14.954 ACRES MORE OR LESS

PARCEL 3: PROPOSED I-12A-3 COMMERCIAL REMAINING DESCRIPTION

BEGINNING AT THE INTERSECTION OF THE NORTHERLY HIGHWAY RIGHT OF WAY LINE OF STATE ROUTE 92 AND THE EASTERLY HIGHWAY RIGHT OF WAY LINE OF A FRONTAGE ROAD, WHICH POINT IS SOUTH 1201.95 FEET AND EAST 283.98 FEET FROM THE NORTHWEST CORNER OF SECTION 31, TOWNSHIP 4 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG SAID HIGHWAY RIGHT OF WAY LINE OF STATE ROUTE 92 THE FOLLOWING SEVEN (7) COURSES; 1) SOUTH 55°02'18" WEST 45.57 FEET; 2)

THENCE SOUTH 88°34'25" WEST 150.76 FEET; 3) THENCE NORTH 85°22'46" WEST 64.01 FEET; 4) THENCE SOUTH 88°11'25" WEST 31.59 FEET; 5) THENCE SOUTH 0°17'10" EAST 6.88 FEET; 6) THENCE SOUTH 87°59'51" WEST 195.09 FEET 7) TO A POINT OF INTERSECTION WITH THE EXISTING EASTERLY NO-ACCESS LINE OF I-15; THENCE THE FOLLOWING TWO (2) COURSES ALONG SAID NO-ACCESS LINE; 1) 110.66 FEET ALONG A NON-TANGENT, 130.00 FOOT RADIUS CURVE TO THE LEFT; HAVING A CENTRAL ANGLE OF 48°46'14" (LONG CHORD BEARS NORTH 32°50'25" WEST 107.35 FEET); 2) NORTH 58°00'28" WEST 518.78 FEET; THENCE NORTH 32°43'51" EAST 3.14 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF THE FRONTAGE ROAD; THENCE ALONG SAID WESTERLY RIGHT OF WAY LINE THE FOLLOWING (7) COURSES; 1) THENCE SOUTH 57°14'32" EAST 25.77 FEET; 2) THENCE 270.51 FEET ALONG A TANGENT, 394 FOOT RADIUS CURVE TO THE LEFT; HAVING A CENTRAL ANGLE OF 39°20'17" (LONG CHORD BEARS SOUTH 76°54'42" EAST 265.23 FEET); 3) THENCE NORTH 83°25'08" EAST 46.86 FEET; 4) THENCE NORTH 83°25'36" EAST 54.01 FEET; 5) THENCE NORTH 85°23'42" EAST 146.08 FEET; 6) NORTH 83°23'26" EAST 105.67 FEET; 7) THENCE 503.78 FEET ALONG A TANGENT, 309 FOOT RADIUS CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 93°24'45" (LONG CHORD BEARS SOUTH 49°54'09" EAST 449.81 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 4.191 ACRES MORE OR LESS

PARCEL 4: I-12A-2 COMMERCIAL DESCRIPTION

BEGINNING AT A POINT WHICH IS SOUTH A DISTANCE OF 516.27 FEET AND WEST A DISTANCE OF 0.30 FEET FROM THE SOUTHEAST CORNER OF SECTION 25, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN WHICH POINT IS ON THE WESTERLY RIGHT-OF-WAY OF THE UTAH TRANSIT AUTHORITY RAILROAD CORRIDOR;

THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING TWO (2) CALLS; (1) ALONG THE ARC OF A 5629.58 FOOT NON-TANGENT RADIUS CURVE TO THE RIGHT 143.66 FEET THROUGH A CENTRAL ANGLE OF 1°27'43", THE CHORD OF WHICH BEARS SOUTH 42°24'50" EAST FOR A DISTANCE OF 143.65 FEET; (2) SOUTH 42°39'35" EAST A DISTANCE OF 810.19 FEET TO THE NORTHERLY RIGHT-OF-WAY OF SR-92; THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING TWO (2) CALLS; (1) SOUTH 88°34'25" WEST A DISTANCE OF 221.43 FEET; (2) NORTH 49°20'47" WEST A DISTANCE OF 45.05 FEET TO THE EASTERLY RIGHT-OF-WAY OF DIGITAL DRIVE (FRONTAGE ROAD); THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING FOUR (4) CALLS; (1) NORTH 2°34'35" WEST A DISTANCE OF 6.00 FEET; (2) ALONG THE ARC OF A 216.00 FOOT NON-TANGENT RADIUS CURVE TO THE LEFT 74.91 FEET THROUGH A CENTRAL ANGLE OF 19°52'18", THE CHORD OF WHICH IS NORTH 12°30'10" WEST FOR A DISTANCE OF 74.54 FEET; (3) NORTH 22°18'39" WEST A DISTANCE OF 3.62 FEET; (4) THENCE ALONG THE ARC OF A 411.00 FOOT NON-TANGENT RADIUS CURVE TO THE LEFT 513.25 FEET THROUGH A CENTRAL ANGLE OF 71°33'00", THE CHORD OF WHICH IS NORTH 50°52'03" WEST FOR A DISTANCE OF 480.54 FEET; THENCE NORTH 0°01'58" WEST PARTIALLY ALONG THE ADOBE SUBDIVISION PLAT "B" ENTRY NO. 30820:2011 OF OFFICIAL RECORDS A DISTANCE OF 292.62 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 2.390 ACRES (104098 SQ. FT.) MORE OR LESS

ADJOINING PUBLICLY-OWNED RIGHTS OF WAY/ROADWAYS. THE PROJECT AREA ALSO INCLUDES THE ADJACENT PORTIONS OF PUBLICLY-OWNED RIGHTS OF WAY AND ROADWAYS THAT ADJOIN ANY OF THE ABOVE-DESCRIBED PARCELS.

Section 3. Purposes of Project Area Plan. The purposes and intent of the City Council of Lehi City with respect to the Project Area are to accomplish the following purposes by adoption of the Project Area Plan:

- A. Promote and assist the development of the Project Area with a highly amenitized regional outlet mall, hotel and restaurants.
- B. Provide utilities, streets, curbs, sidewalks, a parking structure and parking areas, and landscaping to give the area an improved look and to attract and encourage expanded business activity.
- C. To enhance employment & income opportunities for community residents.
- D. To improve access to goods and services for residents.
- E. To increase and diversify the tax base, thus increasing the resources available for performing governmental services while minimizing tax rates.

Section 4. Project Area Plan Incorporated by Reference. The Project Area Plan, together with any supporting documents, is incorporated herein by reference and made a part of this Ordinance. Copies of the Project Area Plan shall be filed and maintained in the office of the City Recorder and the Redevelopment Agency for public inspection.

Section 5. Findings. The Redevelopment Agency has determined and found as follows:

The adoption of the Project Area Plan will:

- A. Satisfy a public purpose by, among other things, encouraging and accomplishing appropriate development and economic development within the Project Area;
- B. Provide a public benefit, as shown by the benefit analysis included in the Project Area Plan as required pursuant to Subsection 17C-4-103(11) of the Act;
- C. Be economically sound and feasible; it is expected that the private sector will perform required construction and installation relating to projects, and any related funding from the Agency will be pursuant to interlocal agreements entered into between the Agency and one or more taxing entities and/or by way of grants received by the Agency;
- D. Conform to Lehi City's general plan; the Plan provides that all development in the Project Area is to be in accordance with the City's zoning ordinances and requirements;
- E. Promote the public peace, health, safety and welfare of Lehi City.

Section 6. Acquisition of Property. Pursuant to this Project Area Plan the Agency may acquire (but is not required to acquire) property in the Project Area by negotiation, gift, devise, exchange, purchase, or other lawful method, but not by **eminent domain (condemnation)** except from an Agency board member or officer with their consent. Pursuant to this Project Area Plan the Agency is authorized to acquire (but is not required to acquire) any other interest in real property in the Project Area less than fee title such as leasehold interests, easements, rights of way, etc. by negotiation, gift, devise, exchange, purchase or other lawful method, but not by **eminent domain (condemnation)** except from an Agency board member or officer with their consent.

Section 7. Financing.

A. Subject to any limitations required by currently existing law (unless a limitation is subsequently eliminated), this Ordinance hereby specifically incorporates all of the provisions of the Act that authorize or permit the Agency to receive funding for the Project Area and that authorize the various uses of such funding by the Agency, and to the extent greater (or more beneficial to the Agency) authorization for receipt of funding by the Agency or use thereof by the Agency is provided by any amendment of the Act or by any successor provision, law or act, those are also specifically incorporated herein. It is the intent of this Ordinance that the Agency shall have the broadest authorization and permission for receipt of and use of sales tax, tax increment and other funding as is authorized by law, whether by existing or amended provisions of law. This Ordinance also incorporates the specific provisions relating to funding of community development project areas permitted by Title 17C, Chapter 4, Part 2, Utah Code Annotated, 1953, as amended, which provides in part as follows:

“17C-4-201. Consent of a taxing entity or public entity to an agency receiving tax increment or sales tax funds for community development project.

(1) An agency may negotiate with a taxing entity and public entity for the taxing entity's or public entity's consent to the agency receiving the entity's or public entity's tax increment or sales tax revenues, or both, for the purpose of providing funds to carry out a proposed or adopted community development project area plan.

(2) The consent of a taxing entity or public entity under Subsection (1) may be expressed in:

- (a) a resolution adopted by the taxing entity or public entity; or
- (b) an interlocal agreement, under Title 11, Chapter 13, Interlocal Cooperation Act, between the taxing entity or public entity and the agency.

(3) Before an agency may use tax increment or sales tax revenues collected under a resolution or interlocal agreement adopted for the purpose of providing funds to carry out a proposed or adopted community development project area plan, the agency shall:

- (a) obtain a written certification, signed by an attorney licensed to practice law in this state, stating that the agency and the taxing entity have each followed all legal requirements relating to the adoption of the resolution or interlocal agreement, respectively; and
- (b) provide a signed copy of the certification described in Subsection (3)(a) to the appropriate taxing entity.

(4) A resolution adopted or interlocal agreement entered under Subsection (2) on or after March 30, 2009 shall specify:

- (a) if the resolution or interlocal agreement provides for the agency to be paid tax increment:
- (i) the method of calculating the amount of the taxing entity's tax increment from the project area that will be paid to the agency, including the agreed base year and agreed base taxable value;
 - (ii) the number of tax years that the agency will be paid the taxing entity's tax increment from the project area; and
 - (iii) the percentage of the taxing entity's tax increment or maximum cumulative dollar amount of the taxing entity's tax increment that the agency will be paid; and
- (b) if the resolution or interlocal agreement provides for the agency to be paid a public entity's sales tax revenue:
- (i) the method of calculating the amount of the public entity's sales tax revenue that the agency will be paid;
 - (ii) the number of tax years that the agency will be paid the sales tax revenue; and
 - (iii) the percentage of sales tax revenue or the maximum cumulative dollar amount of sales tax revenue that the agency will be paid.
- (5) (a) Unless the taxing entity otherwise agrees, an agency may not be paid a taxing entity's tax increment:
- (i) that exceeds the percentage or maximum cumulative dollar amount of tax increment specified in the resolution or interlocal agreement under Subsection (2); or
 - (ii) for more tax years than specified in the resolution or interlocal agreement under Subsection (2).
- (b) Unless the public entity otherwise agrees, an agency may not be paid a public entity's sales tax revenue:
- (i) that exceeds the percentage or maximum cumulative dollar amount of sales tax revenue specified in the resolution or interlocal agreement under Subsection (2); or
 - (ii) for more tax years than specified in the resolution or interlocal agreement under Subsection (2).
- (6) A school district may consent to an agency receiving tax increment from the school district's basic levy only to the extent that the school district also consents to the agency receiving tax increment from the school district's local levy.
- (7) (a) A resolution or interlocal agreement under this section may be amended from time to time.
- (b) Each amendment of a resolution or interlocal agreement shall be subject to and receive the benefits of the provisions of this part to the same extent as if the amendment were an original resolution or interlocal agreement.
- (8) A taxing entity's or public entity's consent to an agency receiving funds under this section is not subject to the requirements of Section 10-8-2.
- (9) (a) For purposes of this Subsection (9), "successor taxing entity" means any taxing entity that:
- (i) is created after the date of adoption of a resolution or execution of an interlocal agreement under this section; and
 - (ii) levies a tax on any parcel of property located within the project area that is the subject of the resolution or the interlocal agreement described in Subsection (9)(a)(i).
- (b) A resolution or interlocal agreement executed by a taxing entity under this section may be enforced by or against any successor taxing entity."

B. Except for grants, the particulars as to the amount and duration of funding for the Project Area shall be as provided for in the funding resolutions or interlocal agreements of taxing entities and public agencies, unless another method is provided by law that the Agency deems more beneficial to the Agency.

Section 8. Effective Date. This Ordinance shall take effect upon its first publication or posting.

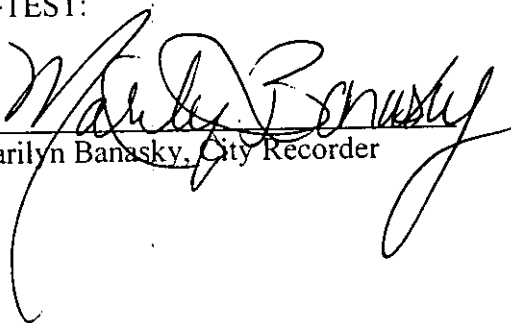
PASSED and **APPROVED** by the City Council of Lehi City, State of Utah, this 28th day of February 2012.

THE CITY COUNCIL OF LEHI CITY



Bert Wilson, Mayor

ATTEST:



Marilyn Banasky, City Recorder

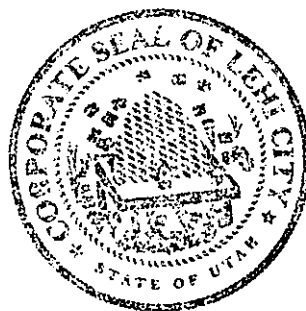


EXHIBIT "A"
MAP OF TRAVERSE MOUNTAIN COMMUNITY DEVELOPMENT PROJECT AREA

MAP OF TRAVERSE MOUNTAIN COMMUNITY DEVELOPMENT PROJECT AREA

