

ORDINANCE NO. 08-19-2014C

**AN ORDINANCE OF THE CITY COUNCIL OF WEST POINT CITY
CREATING THE COMMUNITY DEVELOPMENT AND RENEWAL AGENCY
OF WEST POINT CITY.**

WHEREAS the City Council of West Point City, Utah (the "City Council" and "City," respectively), has determined that it is in the best interests of the City to undertake community development, economic development, and/or urban renewal in such areas of the City as may hereafter become necessary or desirable, as provided under Title 17C of the Utah Code Ann, the "Limited Purpose Local Government Entities-Community Development and Renewal Agencies," as amended or superseded from time to time (the "Act");


WHEREAS Section 17C-1-201 of the Act authorizes the legislative body of any community, such as the City Council, to create a community development and renewal agency—the geographic boundaries of which are, and shall at all times automatically remain, coterminous with the boundaries of the creating community—for the purpose of undertaking or promoting community development, economic development, urban renewal, or any combination thereof, therein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF WEST POINT CITY, UTAH, AS FOLLOWS:

1. Under the authority granted by Section 17C-1-201(1) of the Act, the City hereby creates, or to the extent already created or purported to be existing, ratifies the creation and existence of, a community development and renewal agency (the "Agency") as defined by Section 17C-1-102(3) of the Act, to exist and operate within the boundaries of the City and for the benefit of the City and its residents.
2. The name of the Agency is and shall be the Community Development and Renewal Agency of West Point City.
3. The geographic boundaries of the Agency are and shall be, and shall at all times automatically remain, coterminous with the geographic boundaries of the City. Any change in the boundaries of the City from time to time shall automatically and with no further action required constitute a corresponding change to the boundaries of the Agency.
4. The Agency shall be vested with all the powers set forth in the Act and as otherwise provided by law.
5. The governing body of the Agency shall be a Board consisting of the members of the City Council. Any change in the membership of the City Council from time to time shall automatically and with no further action required constitute a corresponding change to the membership of the Board of the Agency.

6. Employees of the City may, at the direction of the Mayor, operate and manage the Agency.
7. As required by Section 17C-1-201(2)(a)(i) of the Act, within ten days of the adoption of this Ordinance, the City shall file with the Utah Lieutenant Governor a copy of the "Notice of an Impending Boundary Action" in substantially the form attached as Exhibit A.
8. As required by Section 17C-1-201(2)(a)(ii) of the Act, promptly upon the City's receipt of a Certificate of Creation from the Lieutenant Governor's office, the City shall submit to the Davis County Recorder for recording all of the following:
 - a. the original Notice of an Impending Boundary Action;
 - b. the original Certificate of Creation; and
 - c. a certified copy of this Ordinance.
9. This Ordinance shall take effect upon its passage and publication as required by law.

PASSED AND ORDERED POSTED BY THE CITY COUNCIL OF WEST POINT CITY,
UTAH, THIS 19 DAY OF August, 2014.


Eric Craythorne, Mayor

Attest:


Misty Rogers, City Recorder

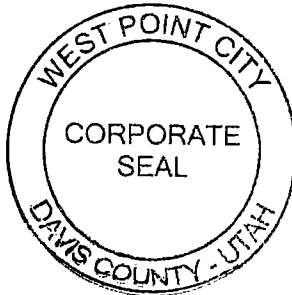


Exhibit A

Form of "Notice of an Impending Boundary Action"

(see attached)

UTAH LT. GOVERNOR'S OFFICE
Utah State Capitol Complex
Suite 220
P.O. Box 142325
Salt Lake City, Utah 84114-2325

NOTICE OF AN IMPENDING BOUNDARY ACTION

*Community Development and Renewal
Agency of West Point City*

Please take notice that the City Council of West Point City (the "City") has adopted an Ordinance creating and/or ratifying the creation of the "Community Development and Renewal Agency of West Point City" (the "Agency"). A copy of the Ordinance is enclosed.

The geographic boundaries of the Agency shall be, and shall at all times automatically remain, coterminous with the geographic boundaries of the City. Any change in the boundaries of the City from time to time shall automatically and with no further action required constitute a corresponding change to the boundaries of the Agency.

The Agency does not intend to employ any person now or in the future, and therefore the Agency need not include a letter from the Utah State Retirement Office as provided in Section 67-1a-6.5(3)(d) of the Utah Code Ann. Instead, employees of the City will operate and manage the Agency.

As required by Section 67-1a-6.7 of the Utah Code Ann., we certify that the City has met all of the requirements for this action. Accordingly, we request that you issue a Certificate of Creation pursuant to Sections 17C-1-201(2)(a)(ii) and 67-1a-6.5 of the Utah Code Ann.

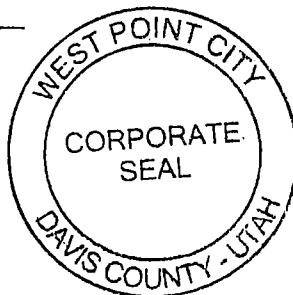
DATED THIS 19 DAY OF August, 2014.

WEST POINT CITY, UTAH


Eric Craythorne, Mayor

Attest:


Misty Rogers, City Recorder



WEST POINT CITY BOUNDARY DESCRIPTIO NORTH

BEGINNING AT THE CENTER OF SECTION 3, TOWNSHIP 4 NORTH, RANGE 2 WEST, OF THE SALT LAKE BASE AND MERIDIAN; RUNNING THENCE N 89°56'57" W 2654.37' ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF SECTION 3 OF T4N, R2W, SLB & M TO THE WEST QUARTER CORNER OF SECTION 3 OF T4N, R2W, SLB & M; THENCE N 89°53'19" W 2651.62' ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF SECTION 4 OF T4N, R2W, SLB & M TO THE CENTER OF SECTION 4 OF T4N, R2W, SLB & M; THENCE N 89°53'19" W 2648.20' ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF SECTION 4 OF T4N, R2W, SLB & M TO THE WEST QUARTER CORNER OF SECTION 4 OF T4N, R2W, SLB & M; THENCE N 89°48'32" W 2657.36' ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF SECTION 5 OF T4N, R2W, SLB & M TO THE CENTER OF SECTION 5 OF T4N, R2W, SLB & M; THENCE S 00°05'53" W 2633.65' ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF SECTION 5 OF T4N, R2W, SLB & M TO THE SOUTH QUARTER CORNER OF SECTION 5 OF T4N, R2W, SLB & M; THENCE N 89°53'03" W 2650.64' ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SECTION 5 OF T4N, R2W, SLB & M TO THE SOUTHEAST QUARTER CORNER OF SECTION 6 OF T4N, R2W, SLB & M; THENCE S 89°54'32" W 2651.16' ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 6 OF T4N, R2W, SLB & M TO THE SOUTH QUARTER CORNER OF SECTION 6 OF T4N, R2W, SLB & M; THENCE S 00°14'47" W 1185.77' ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF SECTION 7 OF T4N, R2W, SLB & M; THENCE N 89°17'27" E 1327.81'; THENCE S 01°13'08" W 154.32'; THENCE N 90°00'00" E 663.11'; THENCE S 00°08'34" W 1316.38' TO THE SOUTH LINE OF THE NORTHEAST QUARTER OF SECTION 7 OF T4N, R2W, SLB & M; THENCE N 89°57'53" W 1,990.49' ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF SECTION 7 OF T4N, R2W, SLB & M TO THE CENTER OF SECTION 7 OF T4N, R2W, SLB & M; THENCE WEST 1320.00' ALONG THE NORTH LINE OF SYRACUSE CITY AND SAID LINE EXTENDED; THENCE NORTH 1,231.74'; THENCE N 01°50'51" W 59.74'; THENCE S 89°23'26" W 308.59'; THENCE S 89°48'50" W 1011.08' TO THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 7 OF T4N, R2W, SLB & M; THENCE N 00°18'06" E 1328.22' ALONG THE WEST LINE OF THE NORTHWEST QUARTER TO THE SOUTHWEST CORNER OF THE SOUTH QUARTER CORNER OF SECTION 6 OF T4N, R2W, SLB & M; THENCE N 00°12'07" E 2638.98' ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 6 OF T4N, R2W, SLB & M TO THE WEST QUARTER CORNER OF SECTION 4 OF T4N, R2W, SLB & M; THENCE N 00°03'24" W 2496.52' ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 6 OF T4N, R2W, SLB & M; THENCE N 90°00'00" W 1322.94'; THENCE N 00°00'00" E 7294.22'; THENCE N 03°48'51" W 49.35' TO THE HOWARD SLOUGH; THENCE ALONG THE HOWARD SLOUGH FOR THE NEXT TWENTY SEVEN (27) COURSES: (1) N 45°00'00" E 199.63'; (2) N 51°04'21" E 219.43'; (3) N 58°42'25" E 195.92'; (4) N 41°38'01" E 79.06'; (5) N 73°29'44" E 92.44'; (6) N 79°41'43" E 36.70'; (7) N 84°03'11" E 158.42'; (8) N 59°02'10" E 95.71'; (9) N 69°13'40" E 101.82'; (10) N 63°26'06" E 88.08'; (11) N 21°35'43" E 169.47'; (12) N 45°00'00" E 74.28'; (13) N 41°11'09" E 34.90'; (14) N 46°58'30" E 67.36'; (15) N 32°54'19" E 132.94'; (16) N 86°38'01" E 55.90'; (17) N 86°49'13" E 59.18'; (18) N 36°01'39" E 44.65'; (19) N 40°48'54" E 95.43'; (20) N 67°37'12" E 120.70'; (21) N 14°02'10" E 108.28'; (22) N 62°49'08" E 273.08'; (23) N 77°11'45" E 148.12'; (24) N 34°47'21" E 379.73'; (25) N 78°41'24" E 200.86'; (26) N 27°21'00" E 107.18'; (27) N 00°00'00" E 157.57'; THENCE N 89°41'44" W 1363.42' ALONG A FENCE LINE AND LINE EXTENDED TO THE CENTERLINE OF 5000 WEST STREET (SR 37); THENCE ALONG SAID CENTERLINE THREE (3) COURSES AS FOLLOWS: (1) N 00°21'16" E 1,018.71'; (2) N 00°10'44" W 328.90'; (3) NORTH 385.02'; THENCE EAST 1357.62'; THENCE NORTH 333.33'; THENCE EAST 1,143.97'; THENCE N 00°22'09" W 220.00'; THENCE S 89°56'46" E 233.00'; THENCE S 00°12'29" W 938.10; THENCE S 89°59'15" E 17.67'; THENCE S 00°41'00" W 1,329.76'; THENCE N 89°51'57" E 1,444.28'; THENCE N 00°00'00" E 75.50'; THENCE N 90°00'00" E 679.53'; THENCE S 02°29'22" E 75.57'; THENCE S 89°49'39" E 3272.89' TO THE EAST LINE OF THE NORTHWEST QUARTER OF SECTION 29 OF T5N, R2W, SLB & M; THENCE S 00°04'13" W 1311.94' ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF SECTION 29 OF T5N, R2W, SLB & M TO THE CENTER OF SECTION 29 OF T5N, R2W, SLB & M; THENCE S 00°00'07" E 2645.39' ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SECTION 29 OF T5N, R2W, SLB & M TO THE SOUTH QUARTER CORNER OF SECTION 29 OF T5N, R2W, SLB & M; THENCE S 89°58'11" E 2658.58' ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 29 OF T5N, R2W, SLB & M TO THE SOUTHEAST QUARTER CORNER OF SECTION 29 OF T5N, R2W, SLB & M; THENCE S 00°01'48" E 2645.89' ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 32 OF T5N, R2W, SLB & M TO THE EAST QUARTER CORNER OF SECTION 32 OF T5N, R2W, SLB & M; THENCE S 89°58'53" E 2658.00' ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF SECTION 33 OF T5N, R2W, SLB & M TO THE CENTER OF SECTION 32 OF T5N, R2W, SLB & M; THENCE S 89°58'53" E 2652.94' ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER OF SECTION 33 OF T5N, R2W, SLB & M TO THE EAST QUARTER CORNER OF SECTION 33 OF T5N, R2W, SLB & M; THENCE S 89°54'35" E 1348.17' ALONG THE NORTH LINE OF THE SOUTHWEST QUARTER OF SECTION 34 OF T5N, R2W, SLB & M; THENCE S 00°17'02" W 1329.17'; THENCE S 89°51'23" E 1291.62'; THENCE S 00°08'53" W 1307.05' ALONG THE EAST LINE OF THE SOUTHWEST QUARTER OF SECTION 34 OF T5N, R2W, SLB & M TO THE SOUTH QUARTER CORNER OF SECTION 34 OF T5N, R2W, SLB & M; THENCE S 00°08'15" W 2626.43' ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF SECTION 3 OF T4N, R2W, SLB & M TO THE CENTER OF SECTION 3 OF T4N, R2W, SLB & M, TO THE POINT OF BEGINNING.

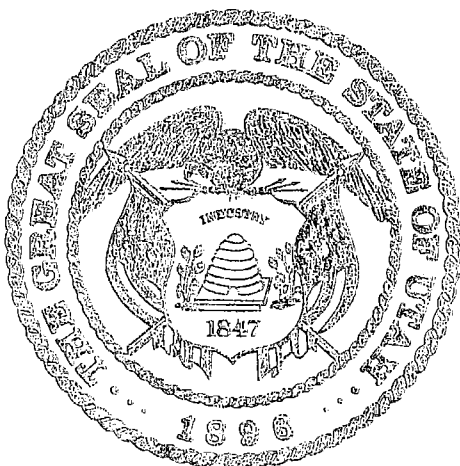


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF CREATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the COMMUNITY DEVELOPMENT AND RENEWAL AGENCY OF WEST POINT CITY, dated August 19th, 2014, complying with Section 17C-1-201, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the COMMUNITY DEVELOPMENT AND RENEWAL AGENCY OF WEST POINT CITY, located in Davis County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 3rd day of September, 2014 at Salt Lake City, Utah.

SPENCER J. COX
Lieutenant Governor