

RETURNED
SEP 07 2012

ORDINANCE NO. 12-8-1

AN ORDINANCE ADOPTING THE PROJECT AREA PLAN, AS APPROVED BY THE BOARD OF DIRECTORS OF THE KAYSVILLE CITY REDEVELOPMENT AGENCY, AS THE OFFICIAL COMMUNITY DEVELOPMENT PROJECT AREA PLAN FOR THE MAIN STREET COMMUNITY DEVELOPMENT PROJECT AREA, AND DIRECTING THAT NOTICE OF THE ADOPTION BE GIVEN AS REQUIRED BY STATUTE.

WHEREAS the Board of the Kaysville City Redevelopment Agency (the "Agency"), having prepared a Project Area Plan (the "Plan") for the Main Street Community Development Project Area (the "Project Area"), the legal description attached hereto as **EXHIBIT A**, pursuant to Utah Code Annotated ("UCA") §§ 17C-3-109, and having held the required public hearing on the Plan on August 7, 2012, 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 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 KAYSVILLE CITY AS FOLLOWS:

1. Kaysville 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-3-106, 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 as soon as it becomes effective.

4. This ordinance shall take effect immediately upon publication and recording.

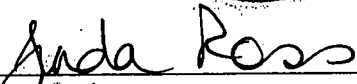
APPROVED AND ADOPTED this 1 day of August, 2012.





Mayor Steve Hiatt

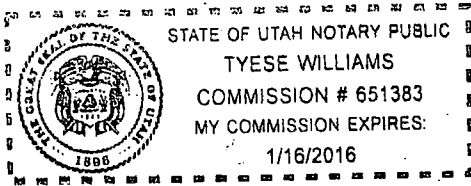
Attest:

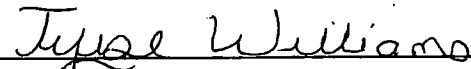


City Recorder

State of Utah)
 : ss.
County of Davis)

The foregoing instrument was acknowledged before me this 8th day of August, 2012,
by Steve Hiatt and Linda Ross.





Notary Public

My commission expires

EXHIBIT A – LEGAL DESCRIPTION OF THE PROJECT AREA

A PART OF THE NORTHWEST 1/4, NORTHEAST 1/4 AND SOUTHEAST 1/4 OF SECTION 34, TOWNSHIP 4 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN KAYSVILLE CITY, DAVIS COUNTY. THE BOUNDARY OF SAID LAND IS DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT 433.67 FT. S. 75°24'51" E. , 46.17 FT. NORTH 562.26 FT. N. 85°18'20" E. FROM THE FOUND UDOT MOUNMENT AT THE INTERSECTION OF 200 NORTH AND MAIN STREET. SAID POINT BEING THE NON-TANGENT POINT OF CURVATURE ON THE WEST LINE OF THE OLD BAMBERGER RAILROAD RIGHT-OF-WAY FROM THE CENTER OF SECTION 34, T. 4N. R. 1W SALT LAKE BASE & MERIDIAN AND RUNNING THENCE ALONG THE WEST LINE OF SAID RAILROAD, NORTHWESTERLY 685.48 FT. ALONG THE ARC OF A 1,406.70 FOOT RADIUS CURVE TO THE LEFT, THE CHORD OF WHICH BEARS N. 25°29' W. 678.72 FT. TO A POINT ON THE SOUTH LINE OF CRESTWOOD ROAD; THENCE N. 85°06'40" W. 45.67 FT. TO THE SOUTHEAST CORNER OF CRESTWOOD PROFESSIONAL PLAZA CONDOMINIUMS; THENCE S. 67°00' W. 176.60 FT., THENCE N. 32°22'21" W. 249.04 FT.; THENCE N. 53°55' E. 116.14 FT. TO THE OLD BAMBERGER RAILROAD RIGHT-OF-WAY; THENCE N. 43°14' W. 870.94 FT. ALONG SAID RIGHT-OF-WAY AND THE WESTERLY LINE OF FAIRFIELD ESTATES SUBDIVISION TO THE SOUTHEAST CORNER OF ST. MARKS GARDEN; THENCE S. 43°34'24" W. 260.41 FT.; THENCE N. 43°14'16" W. 782.99 FT. TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF 320 WEST STREET; THENCE SOUTHWESTERLY 191.55 FT. ALONG THE ARC OF A 315.51- FOOT RADIUS CURVE TO THE LEFT, WHOSE CENTER BEARS S. 52°19'37" W. AT ITS POINT OF BEGINNING (NOTE: CHORD BEARS S. 20°16'51" W. 188.62 FT.); THENCE SOUTHWESTERLY 163.84 FT. ALONG THE ARC OF A 371.36- FOOT RADIUS CURVE TO THE RIGHT, WHOSE CENTER BEARS S. 87°06'41" E. AT ITS POINT OF BEGINNING (NOTE: CHORD BEARS S. 15°31'40" W. 162.51 FT.); THENCE SOUTHWESTERLY 290.57 FT. ALONG THE ARC OF A 1192.00- FOOT RADIUS CURVE TO THE LEFT, WHOSE CENTER BEARS S. 61°49'59" E. AT ITS POINT OF BEGINNING (NOTE: CHORD BEARS S. 21°11'00" W. 289.85 FT.); THENCE S. 14°12'00" W. 182.98 FT. TO THE EAST RIGHT-OF-WAY LINE OF A HIGHWAY (US 91/ HIGHWAY 106); THENCE ALONG SAID RIGHT OF WAY LINE THE FOLLWING (5) COURSES: N. 75°22'10" W. 381.92 FT., N. 75°36'04" W. 5.50 FT., NORTHWESTERLY 224.70 FT. ALONG THE ARC OF A 465.00-FOOT RADIUS CURVE TO THE RIGHT, WHOSE CENTER BEARS N. 15°03'56" E. AT ITS POINT OF BEGINNING (NOTE: CHORD BEARS N. 61°05'27" W. 222.52 FT.), N. 47°14'23" W. 46.67 FT. AND N. 47°14'49" W. 133.80 FT.; THENCE S. 15°25'31" W. 92.40 FT. TO A POINT ON THE WEST RIGHT OF WAY LINE OF SAID ROAD; THENCE S. 49°31'02" W. 338.99 FT.; THENCE S. 60°11' W. 533.00 FT.; THENCE S. 22°50' E. 227.00 FT.; THENCE S. 16°50' E. 65.13 FT.; THENCE S. 16°50' E. 7.30 FT.; THENCE S. 50°13'19" E. 236.43 FT.; THENCE S. 53°11'56" E. 20.73 FT.; TO THE NORTH LINE OF STEWART SUBDIVISION; THENCE S. 89°28'13" E. 555.02 FT. TO THE WEST RIGHT-OF-WAY LINE OF 400 WEST STREET.; THENCE N. 0°38'37" E. 591.03 FT. ALONG THE WEST RIGHT-OF-WAY LINE OF 400 WEST STREET; THENCE S. 89°28'13" E. 69.05 FT.; THENCE S. 83°58'06" E. 95.29 FT.; THENCE S. 74°53'40" E. 141.52 FT.; THENCE EAST 22.48 FT.; THENCE S. 0°39'04" W. 74.11 FT.; THENCE S. 89°25'13" E. 257.40 FT. TO THE WEST RIGHT-OF-WAY LINE OF 300 WEST STREET.; THENCE S. 0°38'37" W. 334.09 FT. ALONG SAID WEST RIGHT-OF-WAY LINE. TO THE SOUTH RIGHT-OF-WAY LINE OF 300 NORTH STREET; THENCE S. 89°29'26" E. 646.74 FT. ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE WEST RIGHT-OF-WAY LINE OF 200 WEST STREET; THENCE N. 0°38'37" E. 33.00 FT. TO THE CENTER LINE OF SAID 300 NORTH STREET THENCE S. 89°29'26" E. 300.55 FT, TO THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF MAIN STREET; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING (3) COURSES: S. 46°37'15" E. 383.90 FT., S.46°37'53" E. 366.01 FT. AND S.22°56'18" E. 26.86 FT.; THENCE S. 1°00'42" W. 125.77 FT. TO THE SOUTH EDGE OF A SIDEWALK WEST OF MAIN STREET AND SOUTH OF 200 NORTH STREET; THENCE S. 89°30'53" E. 133.21 FT.; THENCE NORTH 7.23 FT. TO THE SOUTH EDGE OF A SIDEWALK EAST OF MAIN STREET AND SOUTH OF 200 NORTH STREET; THENCE S. 89°32'02" E. 479.37 FT.; THENCE NORTH 139.00 FT. TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED TRACT OF LAND CONTAINS 58.84 ACRES

Kaysville City Redevelopment Agency

Transmittal Document

The Redevelopment Agency of Kaysville City is transmitting this document in conjunction with the creation of the Main Street CDA within the City. Should questions arise relating to this document, contact Randy Sant at (801) 589-8080.

This document fulfills the requirement located in Utah Code Annotated 17C-4-107 which requires that "Within 30 days after the community legislative body adopts, under 17C-4-105, a community development project area plan, the agency shall:

- (1) record with the recorder of the county in which the project area is located a document containing:
 - (a) a description of the land within the project area;
 - (b) a statement that the project area plan for the project area has been adopted; and
 - (c) the date of the adoption;
- (2) transmit a copy of the description of the land within the project area and an accurate map or plat indicating the boundaries of the project area to the Automated Geographic Reference Center created under Section 63F-1-506; and
- (3) For a project area plan that provides for the payment of tax increment to the agency, transmit a copy of the description of the land within the project area, a copy of the community legislative body ordinance adopting the project area plan, and a map or plat indicating the boundaries of the project area to:
 - (a) the auditor, recorder, attorney, surveyor, and assessor of each county in which any part of the project area is located;
 - (b) the officer or officers performing the function of auditor or assessor for each taxing entity that does not use the county assessment rolls or collect its taxes through the county;
 - (c) the legislative body or governing board of each taxing entity;
 - (d) the State Tax Commission; and
 - (e) the State Board of Education."

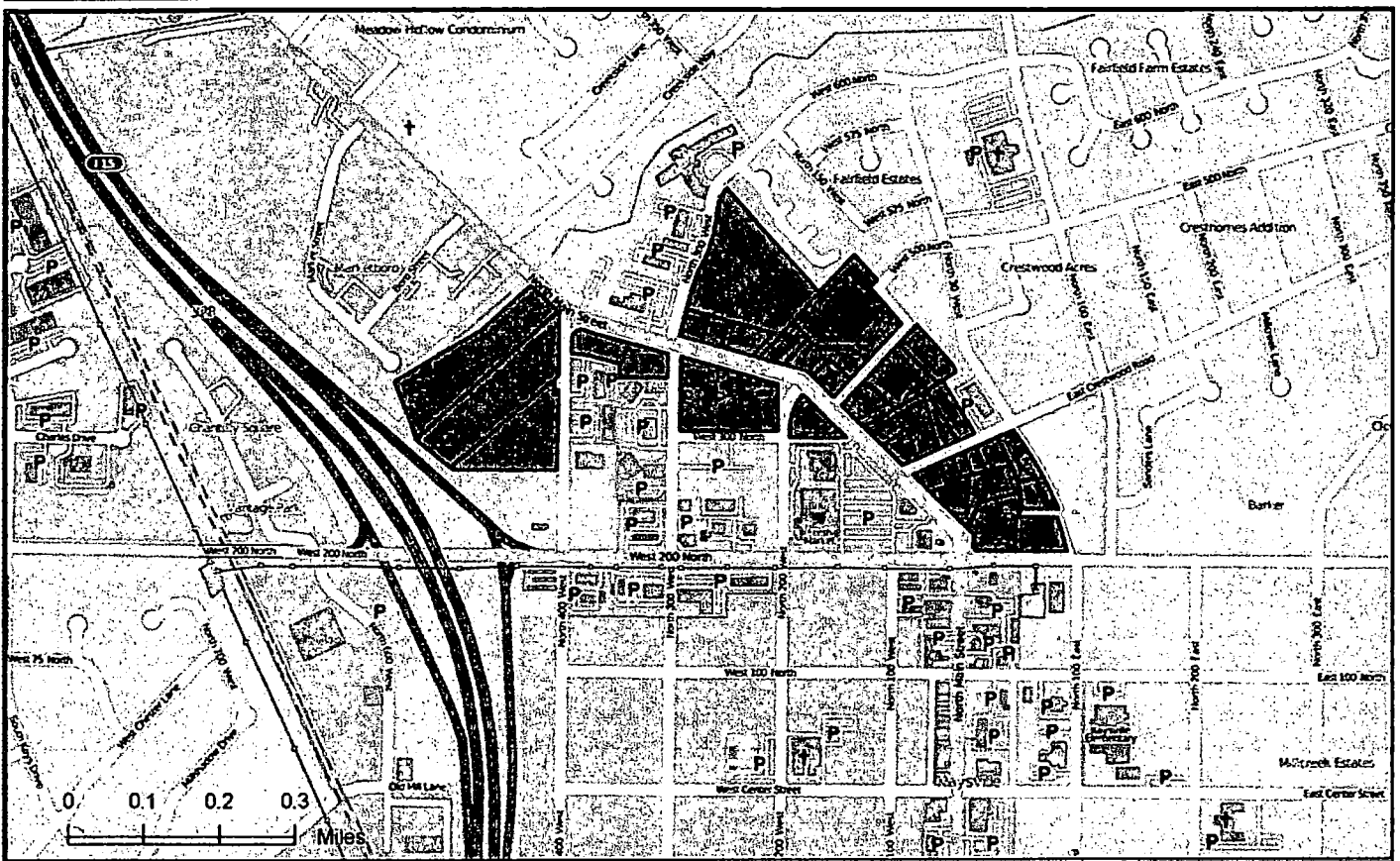
Project Area Plan Adoption

The Kaysville City Redevelopment Agency adopted a resolution on August 7, 2012 which adopted the Main Street Community Development Project Area Plan as the official community development plan for the area.

Map Indicating the Boundaries of CDA



Kaysville Proposed 2012 CDA



June 27, 2012

**PROOF OF
PUBLICATION
Davis Clipper**

United States of America
State of Utah §
County of Davis

ORDINANCE NO. 12-8-1
AN ORDINANCE ADOPTING
THE PROJECT AREA PLAN, AS
APPROVED BY THE BOARD
OF DIRECTORS OF THE
KAYSVILLE CITY REDEVEL-
OPMENT AGENCY, AS THE
OFFICIAL COMMUNITY
DEVELOPMENT PROJECT
AREA PLAN FOR THE MAIN
STREET COMMUNITY DEVEL-
OPMENT PROJECT AREA,
AND DIRECTING THAT
NOTICE OF THE ADOPTION
BE GIVEN AS REQUIRED BY
STATUTE.

SUMMARY OF ORDINANCE

This Ordinance adopts and
designates the Community
Development Project Area Plan
for the Main Street Community
Development Project Area, as
approved by the Kaysville City
Redevelopment Agency Board.

DATED this 7th day August,
2012.

Steve A. Hiatt
Mayor

ATTEST:
Linda Ross
City Recorder
C-8626 8/16

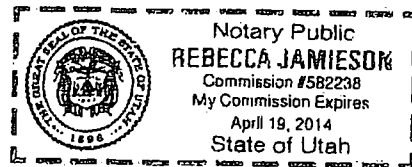
On this day of August 17, 2012, I
certify that the attached document, is a
true, exact, complete and unaltered copy
made by me of

Ordinance No. 12-8-1

as published in the Davis Clipper, and
that to the best of my knowledge, the
document is neither a public record nor
a publicly recorded document.

This notice was first published in the
Davis Clipper in its issue dated the 16th
day of August 2012, and was published
on Thursday(s) in the issues of said
newspaper, for 0 week(s) thereafter, the
full period of 1 insertion(s) the last
publication thereof being in the issue
dated the 16th day of August 2012. This
notice posted on UtahLegals.com was
scheduled for Aug. 16-Sept. 16, 2012

Witness my hand and official seal.



Rebecca Jamieson

Notary Public
Residing at Bountiful, Utah
Commission expires April 19, 2014