

**HEBER CITY**  
**ORDINANCE NO. 2021-12**

**AN ORDINANCE CREATING THE HEBER CITY COMMUNITY REINVESTMENT AGENCY**

**WHEREAS** the City Council of Heber City, Utah, located in Wasatch County (respectively, the “**Council**” and the “**City**”) has determined that it is in the best interests of the City to undertake project area development in such areas of the City as may become necessary or desirable; and

**WHEREAS** the Council intends that community reinvestment projects undertaken within the City be carried out in accordance with the provisions of Title 17C of the Utah Code, the “Limited Purpose Local Government Entities - Community Reinvestment Agency Act” as amended and under any successor statutes (the “**Act**”); and

**WHEREAS** Section 17C-1-201.5 of the Act authorizes the legislative body of a municipality to create a community reinvestment agency for the purposes of undertaking or promoting economic development within the geographic boundaries of the agency, which shall be coterminous with the boundaries of the community creating the agency, or as otherwise provided by the Act.

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

**Section 1.** Pursuant to the provisions of Section 17C-1-201.5 of the Act, the Council hereby creates a community reinvestment agency (the “**Agency**”), contingent upon the issuance by the Utah Lieutenant Governor of a certificate of creation under Section 67-1a-6.5 of the Utah Code.

**Section 2.** The official name of the Agency is the “Heber City Community Reinvestment Agency.”

**Section 3.** The geographic boundaries of the Agency are and will be coterminous with the geographic boundaries of the City.

**Section 4.** Upon creation, the Agency will be vested with all the powers set forth in the Act, as may be amended from time to time, and as otherwise provided by law.

**Section 5.** The Council will have the power to adopt and amend governing documents for the Agency.

**Section 6.** The governing body of the Agency will be a Board consisting of the members of the Council as may serve from time to time on the Council (the "**Agency Board**"). Any change in the composition of the Council will automatically and without any further action required, constitute a commensurate change in the composition of the Agency Board.

**Section 7.** Within ten days of the adoption of this Ordinance, the City will cause to be prepared and filed with the Utah Lieutenant Governor a notice of impending boundary action (the "**Notice**") as required by Section 17C-1-201.5(2)(a) of the Act. The Notice must comply with the requirements of Utah Code Ann. Section 67-1a-6.5(3). The appropriate officials of the City are authorized and directed to sign and seal the Notice upon its proper preparation.

**Section 8.** Upon the issuance by the Utah Lieutenant Governor of a certificate of creation under Utah Code Ann. Section 67-1a-6.5, the Agency will be created and incorporated. Upon the lieutenant governor's issuance of a certificate of creation, the City Recorder will submit or cause to be submitted to the County Recorder the original Notice, the original certificate of creation, and a certified copy of this Ordinance.

**THIS ORDINANCE SHALL BE EFFECTIVE IMMEDIATELY UPON PUBLICATION AND POSTING PURSUANT TO UTAH CODE ANN. § 10-3-712.**

APPROVED AND ADOPTED by the Heber City Council on the 2<sup>nd</sup> day of March, 2021.

	AYE	NAY	ABSENT	ABSTAIN
Heidi Franco	<u>X</u>	_____	_____	_____
Wayne Hardman	<u>X</u>	_____	_____	_____
Rachel Kahler	<u>X</u>	_____	_____	_____
Michael Johnston	<u>X</u>	_____	_____	_____
Ryan Stack	<u>X</u>	_____	_____	_____

APPROVED:

Kelleen L. Potter  
Mayor Kelleen L. Potter



ATTEST:

Jina M. Loe  
RECORDER

Date: 3/2/2021

Beginning at the intersection of 200 East Street and 500 North Street, Heber City and running thence Southerly along the centerline of said 200 East Street to the intersection of 600 South Street; thence Westerly along the centerline of said 600 South Street to a point in the extension of the westerly boundary line of the Wasatch County School District property, known by Parcel ID 00-005-8110; thence Southerly along said westerly Wasatch County School District property boundary line and extension thereof to the southwest corner of said School District property known by Parcel ID 00-0020-5718; thence Easterly along the southerly boundary line of said Wasatch County School District property to a point in the westerly boundary line of the Wasatch County Library Subdivision (Entry No. 258283); thence Northerly and Easterly along the westerly and northerly boundary lines and extension thereof of said Wasatch County Library Subdivision to a point in the centerline of 500 East Street; thence Southerly along the centerline of said 500 East Street to a point in the northerly boundary line Intermountain Heath Care Subdivision (Entry No. 225957); thence Westerly along the northerly boundary line and extension thereof of said Intermountain Health Care Subdivision to a point in the westerly highway right of way line US-40; thence Southeasterly along said westerly highway right of way line to the southeast corner of the Turner Mill Master Subdivision (Entry No. 483557); thence Southwesterly along the southerly boundary and extension thereof of said Turner Mill Master Subdivision to a point in the centerline of Daniels Road; thence Southerly along the centerline of said Daniels Road to the northeast corner of the Kotyk Subdivision (Entry No. 220172); thence Westerly along the northerly boundary line of said Kotyk Subdivision to a point easterly boundary line of the Power Industrial Park Amended Subdivision (Entry No. 449499); thence Northerly and Westerly along the easterly and northerly boundary lines of said Power Industrial Park Amended Subdivision to a point in the easterly right of way line of Airport Road; thence Northerly along said easterly right of way line to a point in the extension of the northerly boundary line of the Airport Business Commons Phase 3 Subdivision (Entry No. 221832); thence Easterly along the northerly boundary line and extension thereof of said Airport Business Commons Phase 3 Subdivision to the southeast corner of the Heber City Airport property known by Parcel ID 00-0020-1874; thence Northerly and Easterly along the easterly and southerly boundary lines of said Heber City Airport property to the southeast corner of said Heber City Airport property known by Parcel ID 00-0020-6890; thence Northerly along the easterly boundary line of said Heber City Airport property to the southwest corner of Lot 3 of the Hog Small Subdivision (Entry No. 328858); thence Northerly along the westerly boundary line of said Lot 3 to the northwest corner of said Lot 3; thence Easterly along the northerly boundary line of said Lot 3 to a point in the westerly right of way line of 1580 South Street; thence Northerly and Easterly along said northerly right of way line to the southeast corner of Lot 2 of said Hog Small Subdivision; thence Northerly, Westerly and Northerly again along the easterly boundary line of said Lot 2 to a point in the southerly line Wasatch County School District property, known by Parcel ID 00-0021-5932; thence Easterly along the southerly boundary line of said Wasatch County School District property to a point in the westerly right of way line of Daniels Road, which becomes Heber Parkway; thence Northwesterly along said westerly right of way line and extension thereof to a point in the centerline of highway US-189; thence Southwesterly along the centerline of said highway US-189 to a point in the extension of the easterly boundary line of the Heber Valley Special Service District property, known by Parcel ID 00-0009-1277; thence Northerly along said easterly Heber Valley Special Service District property boundary line and extension thereof to a point in the southerly boundary line of the Alpine Meadows Subdivision (Entry No. 237977); thence Easterly along the southerly boundary line and extension thereof of said Alpine Meadows Subdivision to the southwest corner of the Cottages at Valley Station Phase 2 Subdivision (Entry No. 407419); thence Easterly along the southerly boundary line and extension thereof of said Cottages at Valley Station Phase 2 Subdivision to the southwest corner of Lot 14 of the Valley Station Subdivision (Entry No. 339279); thence Easterly and Northerly along the southerly and easterly boundary line of Lots 14 and 13 of said Valley Station Subdivision to a point in the southerly boundary line of Lot 1 of said Valley Station Subdivision; thence Easterly and Northerly along the southerly and easterly boundary line of Lots 1, 9 and 3 of said Valley Station Subdivision to the northwest corner of Lot 6 of said Valley Station Subdivision; thence Easterly along the northerly boundary line of said Lot 6 and extension thereof to a point in the centerline of highway US-40; thence Northerly along the centerline of said highway US-40 to the intersection of 1000 South Street; thence Westerly along the centerline of said 1000 South Street to the intersection of 100 West Street; thence Northerly along the centerline of said 100 West Street to the intersection of 910 South Street; thence Westerly along the centerline of said 910 South Street to the intersection of 200 West Street; thence Northerly along the centerline of said 200 West Street to the intersection of 200 South Street; thence Westerly along the centerline of said 200 South Street to the intersection of 600 West Street; thence Southerly along the centerline of said 600 West Street and extension thereof, being along the easterly boundary line of the Wasatch County property, known by Parcel ID 00-0005-8649 to the intersection of 650 South Street; thence Westerly along the centerline of said 650 South Street to a point in the westerly boundary of the Heber Valley Railroad, being the extension of the easterly boundary line of the Wasatch County property known by Parcel ID 00-0020-7246, thence Northerly along the easterly boundary line of Wasatch County parcels 00-0020-7246, 00-0005-8664, 00-0020-1039 and 00-0020-7245 to a point in the southerly boundary of the Heber Light and Power Company property, known by Parcel 00-0020-1040; thence Westerly and Northerly along southern and western boundary of said Heber Light and Power Parcel 00-0020-1040 to a point in the southerly boundary of the Heber City property, known by Parcel ID 00-0020-2224; thence Westerly along the southern boundary of said Heber City Parcel 00-0020-2224; thence continuing Westerly and Northerly along the southerly and westerly boundaries of Heber City Parcel 00-0020-2223 to the southwest corner of the Birmingham Subdivision (Entry No. 348047); thence Northerly, Easterly and Northerly again along the westerly property line of said subdivision to the northwest corner of said Birmingham Subdivision; thence Northerly to a point in the centerline of highway US-113; thence Westerly along the centerline of said highway US-113 to point in the extension of the westerly property line of the Spring Creek Commercial Park Amended Subdivision (Entry No. 225436); thence Northerly and Easterly along the westerly and northerly boundary lines and extension thereof of said Spring Creek Commercial Park Amended Subdivision to a point in the easterly boundary line of the Larry Hansen property, known by Parcel ID 00-015-3499 thence Northerly along said easterly Larry Hansen property line and extension thereof to a point in the easterly boundary line of the Wasatch County School District property, known by Parcel ID 00-005-7054; thence Northerly along said easterly Wasatch County School District property line to a point in the westerly boundary line of the H & D Lance Family LLC property, known by Parcel ID 00-0005-7005; thence Northerly and Easterly along said westerly and northerly H & D Lance Family LLC boundary lines and extension thereof to a point in the centerline of 600 West Street; thence Southerly along the centerline of said 600 West Street to the intersection of Center Street; thence Easterly along the centerline of said Center Street to the intersection of 200 West Street; thence Northerly along the centerline of said 200 West Street to the intersection of 500 North Street; thence Easterly along the centerline of said 500 North Street to a point in the extension of the westerly boundary line of the Clover Meadows Estates Subdivision (Entry No. 111070); thence Northerly along said westerly boundary line and extension thereof of said Clover Meadows Estates Subdivision to a point in the centerline of 750 North Street; thence Easterly and Northeasterly along the centerline of said 750 North Street to a point in the extension of the westerly boundary line of the Clydco Holding, Inc. property, known by Parcel ID 00-0020-6948; thence Northerly and Easterly along said westerly and northerly Clydco Holding, Inc. property lines and extension thereof to a point in the centerline of highway US-40; thence Northerly along the centerline of said highway US-40 to a point in the extension of the northerly boundary line of the Valley Hills, LLC property, known by Parcel ID 00-0021-1560; thence Southeasterly along said northerly Valley Hills, LLC property line and extension thereof to a point in the centerline of 550 East Street; thence Southerly along the centerline of 550 East Street to a point in the extension of the southerly boundary line of the Madson Small Subdivision (Entry No. 206378); thence Westerly along said southerly boundary line and extension thereof of said Madson Small Subdivision to a point in the northerly boundary line of the Annette A. Probst Trust property, known by Parcel ID 00-0005-7526; thence Westerly and Southerly along the northerly and westerly Annette A. Probst Trust boundary line to a point in northerly boundary line of the Heber City Property, known by Parcel ID 00-0005-7690; thence Westerly along said northerly Heber City property line to a point in northerly boundary line of the Wasatch County School District property, known by Parcel ID 00-0011-8443; thence Westerly and Southerly along said northerly and westerly School District property boundary line and extension thereof to a point in the centerline of 500 North Street; thence Easterly along the centerline of said 500 North Street to the point of beginning, being the intersection of 500 North Street and 200 East Street.