

# WEST BOUNTIFUL CITY

## ORDINANCE #412-19

### AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP, ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF WEST BOUNTIFUL CITY, UTAH

**WHEREAS**, an Annexation Petition was received on October 22, 2018 for property known as Parcel #06-027-0051, located at approximately 1338 W 1200 North, West Bountiful (the "*Real Property*"); and

**WHEREAS**, the Real Property consists of approximately 3.11 acres and is contiguous to the corporate boundaries of West Bountiful City; and

**WHEREAS**, the Petition for Annexation and a Map of the Proposal was mailed on October 29, 2018 to affected entities; and

**WHEREAS**, the City Council unanimously accepted the Annexation Petition on November 20, 2018; and

**WHEREAS**, the City Council received notice of Certification of the Petition from the City Recorder on December 7, 2018; and

**WHEREAS**, Public Notice was published once a week for three consecutive weeks in the Davis County Clipper beginning December 13, 2018; and

**WHEREAS**, neither Davis County nor the City has received any written protest to the annexation; and

**WHEREAS**, on January 15, 2019, the City Council held a public hearing after proper notice and determined that it was in the best interest of the community to annex the described parcel.

**NOW, THEREFORE BE IT ORDAINED BY THE WEST BOUNTIFUL CITY COUNCIL THAT PURSUANT TO UTAH CODE § 10-2-416,**

1. The Real Property, which is more particularly described in Paragraph 2, below, is hereby annexed to West Bountiful, Utah and the corporate limits of West Bountiful, Utah are hereby extended accordingly.
2. The Real Property is described as follows:

*06-027-0051 Legal Description:*

*Beginning at a point 1949.26 feet West and 1643.5 feet South and 258.26 feet West from the Northeast corner of the Southeast Quarter of Section 14, Township 2 North, Range 1 West, Salt Lake Base and Meridian, and running thence West 268 feet; thence South 506 feet, more or less, to the North line of a 60 foot road as conveyed to Davis County by Warranty Deed recorded October 15, 1965 in Book 329 at Page 236 of Official Records; thence East 268 feet along the North line of said road; thence North 506 feet, more or less, to the point of beginning.*

3. The zoning map of West Bountiful City shall be amended to include the Real Property as shown on Exhibit A.

4. The Real Property shall be classified as being in the Agricultural ("A-1") District in accordance with the provisions of Title 17 of the West Bountiful Municipal Code.
5. All uses existing within the annexation area that are considered to be legally conforming to Davis County's current zoning and regulations but do not conform to West Bountiful City's A-1 restrictions and regulations are considered to be legally non-conforming.
6. All uses existing within the annexation area that are considered to be illegally non-conforming to Davis County current zoning restrictions and regulations are considered to be illegally non-conforming to West Bountiful City's A-1 restrictions and regulations and continued enforcement of the non-conforming action will be pursued.
7. A certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Davis County, Utah by the City Recorder.

This ordinance will become effective upon signing and posting.

Adopted this 15<sup>th</sup> day of January 2019.

By:

  
 Ken Romney, Mayor

| <u>Voting by the City Council:</u> | <u>Aye</u>                          | <u>Nay</u>               |
|------------------------------------|-------------------------------------|--------------------------|
| Councilmember Ahlstrom             | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Councilmember Bruhn                | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Councilmember Enquist              | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Councilmember Preece               | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Councilmember Williams             | <input checked="" type="checkbox"/> | <input type="checkbox"/> |




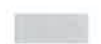


Attest:

  
 Cathy Brightwell, City Recorder

# WEST BOUNTIFUL CURRENT ZONING MAP

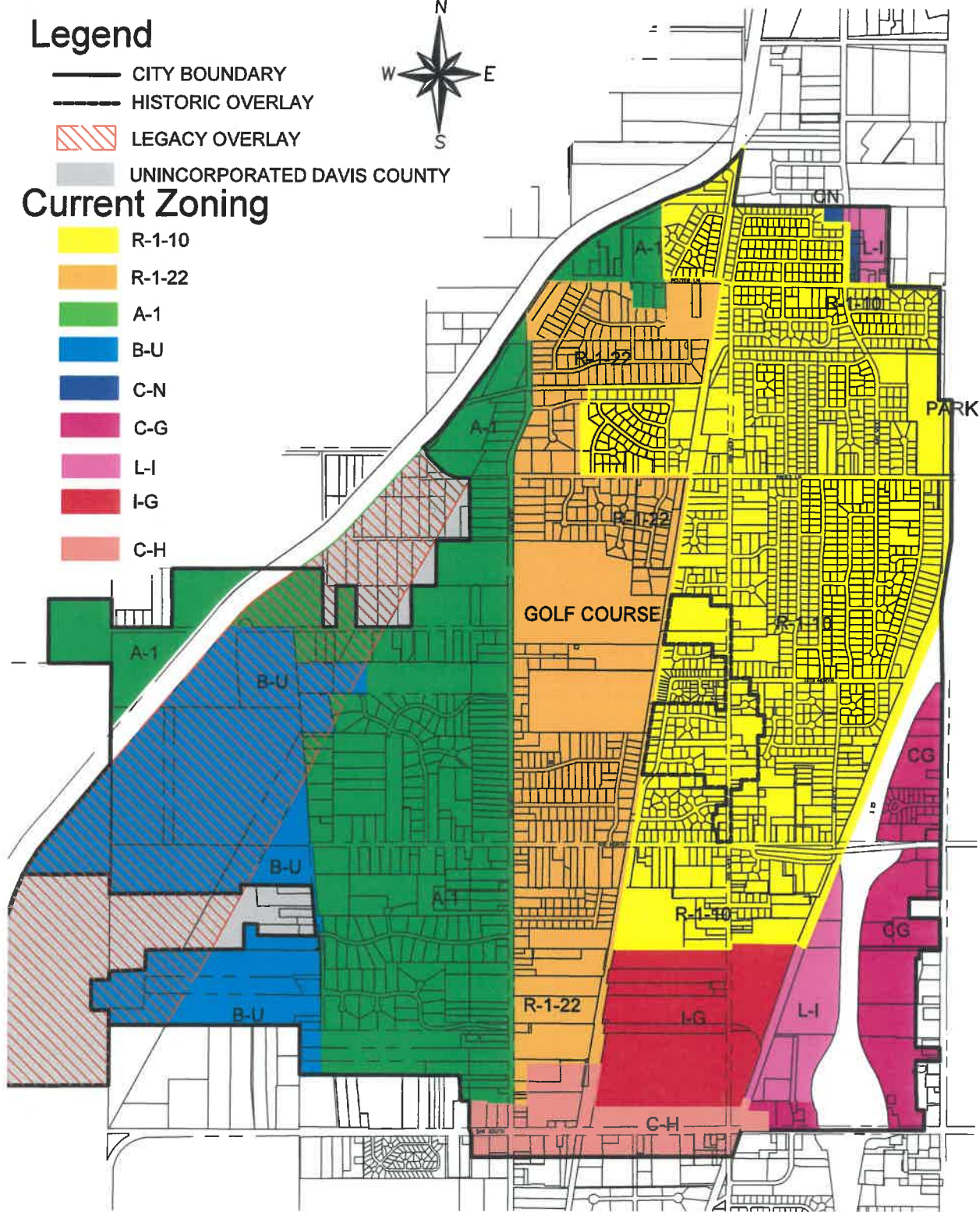
## Legend

-  CITY BOUNDARY
-  HISTORIC OVERLAY
-  LEGACY OVERLAY
-  UNINCORPORATED DAVIS COUNTY



## Current Zoning

-  R-1-10
-  R-1-22
-  A-1
-  B-U
-  C-N
-  C-G
-  L-I
-  I-G
-  C-H



STATE OF UTAH



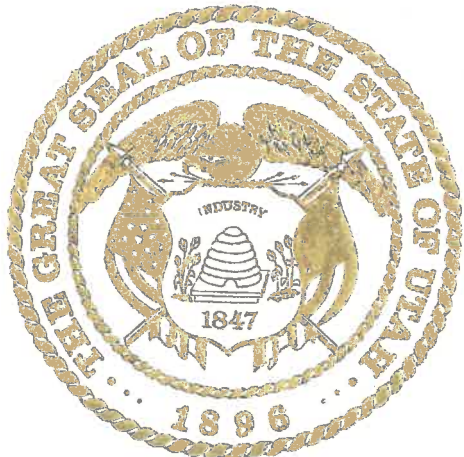
OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from WEST BOUNTIFUL CITY, dated February 12, 2019, complying with Section 10-2-425, 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 annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to WEST BOUNTIFUL 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 14<sup>th</sup> day of February 2019 at Salt Lake City, Utah.



A handwritten signature in black ink, appearing to read "Spencer J. Cox".

SPENCER J. COX  
Lieutenant Governor