

STATE OF UTAH

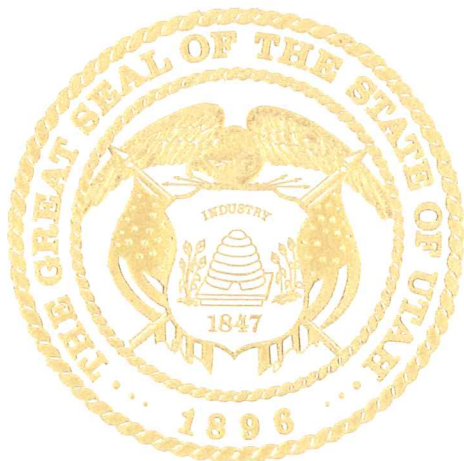


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY CHANGE

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary change from WEST BOUNTIFUL CITY, dated March 17th, 2009, complying with Section 10-2-419, 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 boundary change, 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 23rd day of July, 2009 at Salt Lake City, Utah.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT
Lieutenant Governor

Mayor
James Behunin

West Bountiful City

City Administrator
Craig Howe

City Council
James Bruhn
Debbie McKean
Kenneth Romney
Cheryl Searle
Valerie Shaw

550 North 800 West
West Bountiful, Utah 84087

City Recorder
Beverly Haslam

Chief of Police
Randy W. Lloyd

Phone (801) 292-4486
FAX (801) 292-6355

July 9, 2009

State of Utah
Lt. Governor's Office
210 State Capitol
Salt Lake City, Utah 84114

To Whom It May Concern:

Attached to this letter you will find boundary adjustment documentation which has been approved by ordinance between West Bountiful City and Centerville City. The boundary adjustment will relocate 5.4012 acres from Centerville City into West Bountiful City's jurisdiction. At this time, we are requesting that you review this documentation, record the information accordingly and, once recorded, send Centerville City and us a certificate of boundary adjustment representative of the jurisdictional change. Included with this letter you should have a copy of the following documents:

- Resolution No. 247-09, "A Resolution of the West Bountiful Council Initiating Proceedings to Adjust the Common Boundary Lines Between West Bountiful City and Centerville City and Providing for a Public Hearing Thereon."
- Proof of Publication, Davis County Clipper for 14th of April 2009.
- Ordinance No. 311-09, "An Ordinance Approving the Adjustment of a Portion of the Existing Common Boundary Line Between Centerville City and West Bountiful City."
- The Final Local Entity Plat as approved by all requisite signatories.

Please review the contents of this packet and feel free to contact us should you have any questions or concerns related to the included documentation.

Sincerely,



Michael A. Eggett
West Bountiful City
Planning, Zoning, and Code Enforcement

Received

JUL 14 2009
Map Sent 7/14
Gary R. Herbert
Lieutenant Governor

RESOLUTION NO. 247-09

A RESOLUTION OF THE WEST BOUNTIFUL COUNCIL INITIATING PROCEEDINGS TO ADJUST THE COMMON BOUNDARY LINES BETWEEN WEST BOUNTIFUL CITY AND CENTERVILLE CITY AND PROVIDING FOR A PUBLIC HEARING THEREON

WHEREAS, West Bountiful City and Centerville City wish to pursue the adjustment of their common boundaries; and

WHEREAS, pursuant to *Utah Code Ann.* § 10-2-419, municipalities may adjust their common boundaries; and

WHEREAS, Utah law requires that a public hearing be held on the proposed adjustment and that notice of such hearing be given by publication as provided herein; and

WHEREAS, owners of private real property located within the area proposed for adjustment are entitled to file written protests to the proposed adjustment if they oppose the same; and

WHEREAS, the City Council of West Bountiful City desires to initiate proceedings to effect the proposed boundary adjustment as provided herein.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF WEST BOUNTIFUL CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Statement of Intent. The West Bountiful City Council intends to adjust certain boundaries that are common between West Bountiful City and Centerville City subject to certain conditions and assurances precedent regarding development of the subject property. The areas proposed to be adjusted are more particularly described in Section 3 of this Resolution.

Section 2. Public Hearing. The West Bountiful City Council will hold a public hearing on the proposed adjustment on the 2nd day of June, 2009, at the hour of 7:45 p.m. at the West Bountiful City offices, located at 550 North 800 West, West Bountiful, Utah

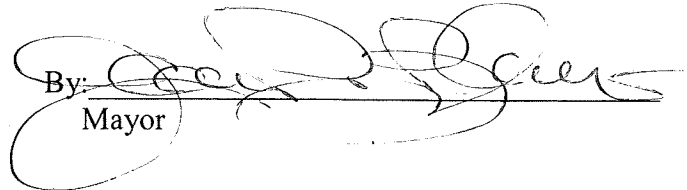
Section 3. Notice of Public Hearing. The West Bountiful City Council hereby directs the City Administration to cause the following notice to be published at least once a week for three successive weeks in the Davis County Clipper, a newspaper of general circulation within West Bountiful City. The first publication of the notice required by this subsection shall be published within fourteen (14) days of the City Council's adoption of this Resolution. The form of the notice shall be as follows:

Section 4. Severability. If any section, part or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of this Resolution shall be severable.

Section 5. Effective Date. This Resolution shall become effective immediately upon its passage.

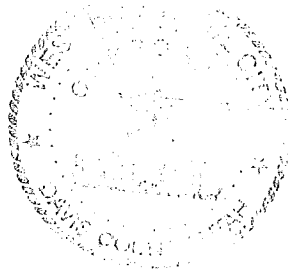
PASSED AND ADOPTED BY THE CITY COUNCIL OF WEST BOUNTIFUL CITY, STATE OF UTAH THIS 17th DAY OF March, 2009.

WEST BOUNTIFUL CITY

By: 
Mayor

ATTEST:


City Recorder



NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the West Bountiful City Council at West Bountiful City Hall, 550 North 800 West, West Bountiful, Utah, on the 2nd day of June, 2009, at the hour of 7:45 p.m. for the purpose of receiving public comment with regard to a proposal to adjust West Bountiful City's common boundaries with Centerville City in the following described areas:

Legal Description of Property to be Disconnected from Centerville City and Annexed to West Bountiful City

BOUNDARY DESCRIPTION

BEGINNING AT A POINT ON THE EAST RIGHT-OF-WAY LINE OF THE OLD D&RG RAIL CORRIDOR, SAID POINT BEING LOCATED NORTH 00°04'06 " EAST ALONG THE QUARTER SECTION LINE AND NORTH 89°51'19 " WEST 113.39 FEET ALONG THE EXISTING CITY BOUNDARY LINE FROM THE SOUTH QUARTER CORNER OF SECTION 12, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; RUNNING THENCE NORTH 9°02'36 " EAST 682.24 FEET ALONG EXISTING RAILROAD RIGHT-OF-WAY LINE TO A POINT ON A NON-TANGENT CURVE TO THE RIGHT; THENCE SOUTH EASTERLY ALONG SAID CURVE 620.21 FEET HAVING A RADIUS OF 2220.14 FEET (CHORD BEARS SOUTH 48°39'16 " WEST 618.20 FEET); THENCE NORTH 89°40'43" WEST 1.82 FEET; THENCE SOUTH 8°58'59 " WEST 16.10 FEET TO A POINT ON A NONTANGENT CURVE TO THE RIGHT; THENCE ALONG SAID CURVE 251.06 FEET HAVING A RADIUS OF 2220.07 FEET (CHORD BEARS SOUTH 60°38'44 " WEST 250.92 FEET); THENCE SOUTH 63°53'06" WEST 282.64 FEET; THENCE SOUTH 89°51'19 " EAST 853.70 FEET TO THE POINT OF BEGINNING. CONTAINING 235,276.27 SQUARE FEET (5.4012 ACRES).

DATED this 25th day of March, 2009

Beverly Haslam
City Recorder

PROOF OF PUBLICATION

Davis County Clipper

United States of America
County of Davis, State of Utah, ss:

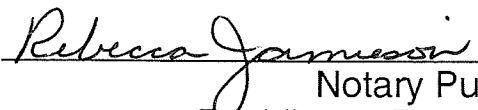
I, Rebecca Jamieson, being duly sworn deposes and says that she is an employee of the DAVIS COUNTY CLIPPER, a semi weekly newspaper published at Bountiful, Davis County, State of Utah.

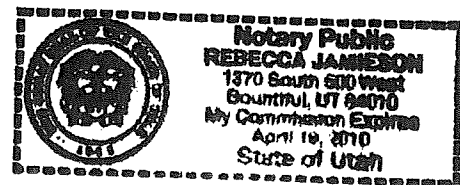
That the Notice:

Notice of Public Hearing
Adjust common boundaries with
Centerville City

a true copy of which is hereto attached, as first published in the newspaper in its issue dated the 31st day of March 2009, and was published on Tuesday(s) in the issues of said newspaper, for 2 week(s) thereafter, the full period of 3 insertion(s) the last publication thereof being in the issue dated the 14th day of April 2009.

Dated this 14th day of April A.D 2009.


Notary Public
Residing at Bountiful
Commission expires April 19, 2010.



NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the West Bountiful City Council at West Bountiful City Hall, 550 North 800 West, West Bountiful, Utah, on the 2nd day of June, 2009, at the hour of 7:45 p.m. for the purpose of receiving public comment with regard to a proposal to adjust West Bountiful City's common boundaries with Centerville City in the following described areas:

Legal Description of Property to be Disconnected from Centerville City and Annexed to West Bountiful City

BOUNDARY DESCRIPTION

BEGINNING AT A POINT ON THE EAST RIGHT-OF-WAY LINE OF THE OLD D&RG RAIL CORRIDOR, SAID POINT BEING LOCATED NORTH 00°04'06" EAST ALONG THE QUARTER SECTION LINE AND NORTH 89°51'19" WEST 113.39 FEET ALONG THE EXISTING CITY BOUNDARY LINE FROM THE SOUTH QUARTER CORNER OF SECTION 12, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN; RUNNING THENCE NORTH 9°02'336" EAST 682.24 FEET ALONG EXISTING RAILROAD RIGHT-OF-WAY LINE TO A POINT ON A NON-TANGENT CURVE TO THE RIGHT; THENCE SOUTH EASTERLY ALONG SAID CURVE 620.21 FEET HAVING A RADIUS OF 2220.14 FEET (CHORD BEARS SOUTH 48°39'16" WEST 618.20 FEET); THENCE NORTH 89°40'43" WEST 1.82 FEET; THENCE SOUTH 8°58'59" WEST 16.10 FEET TO A POINT ON A NONTANGENT CURVE TO THE RIGHT; THENCE ALONG SAID CURVE 251.06 FEET HAVING A RADIUS OF 2220.07 FEET (CHORD BEARS SOUTH 60°38'44" WEST 250.92 FEET); THENCE SOUTH 63°53'06" WEST 282.64 FEET; THENCE SOUTH 89°51'19" EAST 853.70 FEET TO THE POINT OF BEGINNING. CONTAINING 235,276.27 SQUARE FEET (5.4012 ACRES)

West Bountiful City has adopted a Resolution of intent to adjust the boundaries as described above between Centerville and West Bountiful City. The City Council will consider approval of the boundary adjustment following the public hearing, unless at or before the public hearing, written protest to the adjustment are filed by the owners of real property within the area intended for adjustment.

Dated this 25 day of March, 2009.

BEVERLY HASLAM
City Recorder
C-4588 3/31-4/14

ORDINANCE NO. 311-09

AN ORDINANCE APPROVING THE ADJUSTMENT OF A PORTION OF THE EXISTING COMMON BOUNDARY LINE BETWEEN CENTERVILLE CITY AND WEST BOUNTIFUL CITY.

WHEREAS, the legislative bodies of two or more municipalities having common boundaries are authorized by State law to adjust their common boundaries in accordance with and as more particularly provided in *Utah Code Ann.* § 10-2-419, as amended; and

WHEREAS, the West Bountiful City Council passed Resolution No. 247-09 on March 17, 2009, indicating its intent to adjust a portion of the common boundary line presently existing between Centerville City and West Bountiful City ("**Resolution of Intent**"); and

WHEREAS, the West Bountiful City Council has provided published notice of its intent to adjust a portion of the common boundary line presently existing between Centerville City and West Bountiful City at least once a week for three (3) successive weeks in a newspaper of general circulation within the City as required by law; and

WHEREAS, the West Bountiful City Council held a public hearing on June 2, 2009, on the proposed boundary adjustment no less than sixty (60) days after the adoption of the Resolution of Intent as required by law; and

WHEREAS, the West Bountiful City Council has not received written protests to the proposed boundary line adjustment from a sufficient number of the owners of private real property that is located within the area proposed for adjustment in accordance with *Utah Code Ann.* § 10-2-419, as amended; and

WHEREAS, the West Bountiful City Council is authorized to adopt an ordinance approving the adjustment of a portion of the common boundary line of the City pursuant to *Utah Code Ann.* § 10-2-419, as amended, and has determined that the approval of this Ordinance is in the best interest of the citizens of West Bountiful City.

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

Section 1. Adjustment of Portion of Common Boundary. West Bountiful City hereby approves the adjustment of a portion of the common boundary line presently existing between Centerville City and West Bountiful City as more particularly provided herein by deleting certain territory from Centerville City and adding such territory to West Bountiful City. The affected area is located in Davis County, State of Utah, and is more particularly described as follows:

Legal Description of Property to be disconnected from Centerville City and Annexed to West Bountiful City:

BOUNDARY DESCRIPTION

Beginning at a point on the East Right-of Way line of the old D&RG Rail Corridor, said point being located N 00°04'06" East along the Quarter Section Line and N 89°51'10" West 113.39 feet along the existing city boundary line from the South Quarter Corner of Section 12, Township 2 North, Range 1 West, Salt Lake Base and Meridian; running thence North 9°01'36" East 682.24 feet along existing railroad right-of-way to a point on a non-tangent curve to the right; thence Southeasterly along said curve 620.21 feet, having a radius of 2220.14 feet (chord bears south 48°39'16" West 618.20 feet); thence North 89°40'43" West 1.82 feet; thence South 8°58'59" West 16.10 feet to a point on a non-tangent curve to the right; thence along said curve 251.06 feet having a radius of 2220.07 feet (chord bears South 60°38'44" West 250.92 feet); thence South 63°53'-6" West 282.64 feet; thence South 89°51'19" East 853.70 feet to the point of beginning.

Containing 235,276.27 square feet (5.4012 acres).

Section 2. Notices and Certificates. Within thirty (30) days after each of the municipalities involved in this boundary adjustment has enacted an ordinance approving the boundary line adjustment, the legislative body of each municipality shall file with the lieutenant governor a notice of an impending boundary action and a copy of an approved final local entity plat in accordance with applicable law. Upon the lieutenant governor's issuance of a certificate of boundary adjustment, the legislative body of each municipality shall submit the required documents and notice to the Davis County Recorder, the Department of Health, and each affected entity, as required by law. If the boundary adjustment causes an automatic annexation to or withdrawal from a local district, the legislative body of each municipality shall send notice of the boundary adjustment to the local district in accordance with *Utah Code Ann.* § 10-2-425. Each notice required hereunder shall comply with the requirements of applicable law, including Section 10-2-425, as amended.

Section 3. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.


Section 4. Effective Date. This Ordinance shall become effective when each municipality involved in the boundary adjustment has adopted a boundary line adjustment ordinance in accordance with the provisions of *Utah Code Ann.* § 10-2-419, as amended. The effective date of the boundary adjustment is governed by *Utah Code Ann.* § 10-2-425, as

amended. The effective date of the boundary adjustment for purposes of assessing property within the affected area is governed by *Utah Code Ann.* § 59-2-305.5, as amended.


**PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY,
STATE OF UTAH, THIS 30th DAY OF JUNE, 2009.**

WEST BOUNTIFUL CITY

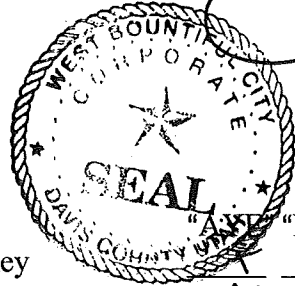
ATTEST:



Beverly Haslam, City Recorder

By: 

James Behunin, Mayor

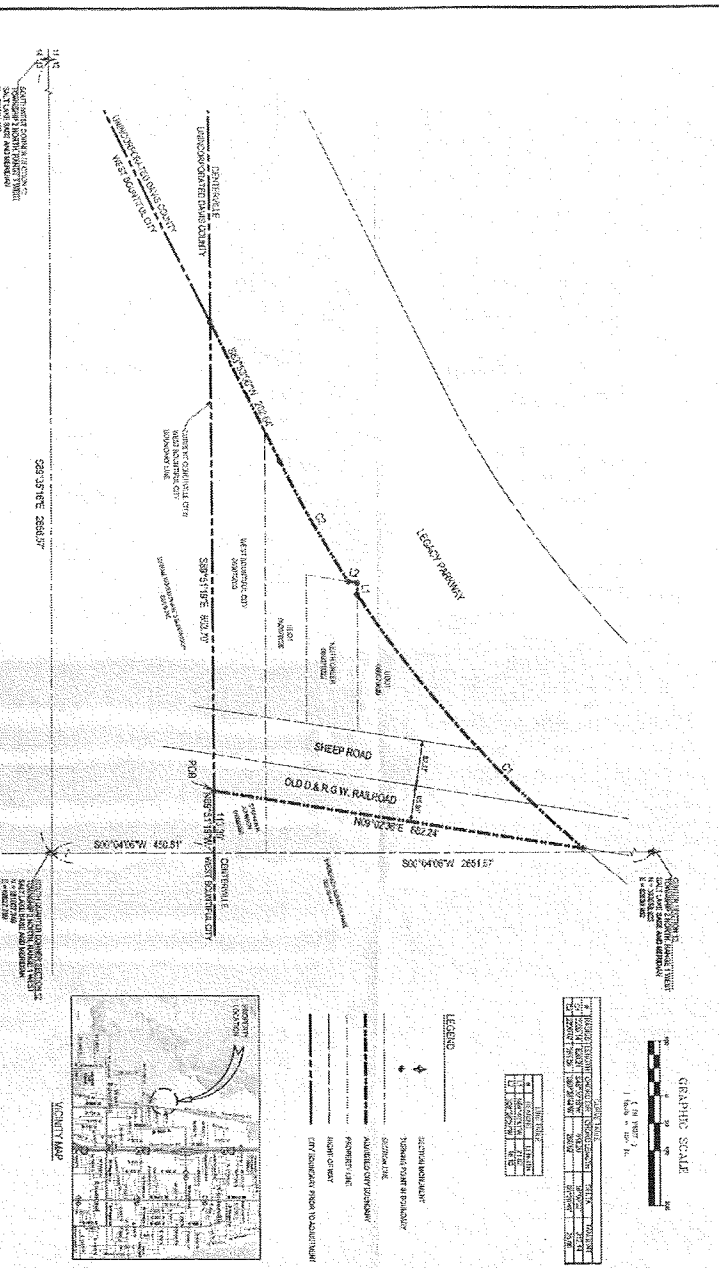


Voting by the City Council:

Councilmember Romney	<u> </u>	_____
Councilmember Shaw	<u> X </u>	_____
Councilmember Searle	<u> X </u>	_____
Councilmember Bruhn	<u> X </u>	_____
Councilmember McKean	<u> </u>	<u>Absent for vote</u>

**CENTERVILLE / WEST BOUNTIFUL CITY
BOUNDARY ADJUSTMENT - WEST BOUNTIFUL ANNEXATION**

LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12,
TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN
WEST BOUNTIFUL CITY, DAVIS COUNTY, UTAH



GRAPHIC SCALE
1 inch = 100 feet

LEGEND

- SOUTH BOUNTIFUL
- WEST BOUNTIFUL
- ADJUSTED CITY BOUNDARY
- ADJUSTED CITY BOUNDARY
- ADJUSTED CITY BOUNDARY
- ADJUSTED CITY BOUNDARY
- ADJUSTED CITY BOUNDARY
- ADJUSTED CITY BOUNDARY

BOUNDARY DESCRIPTION

THE BOUNDARY OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, WEST BOUNTIFUL CITY, DAVIS COUNTY, UTAH, IS DESCRIBED AS FOLLOWS:

NARRATIVE

THE BOUNDARY OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, WEST BOUNTIFUL CITY, DAVIS COUNTY, UTAH, IS DESCRIBED AS FOLLOWS:

RECORDED

State of Utah, County of Davis,
Recorded and filed at the request of _____
Date _____ Time _____ Book _____ Page _____
County Recorder _____

JULY 1, 2028

CALDWELL RICHARDS SORENSEN
ASSISTANT TO INFRASTRUCTURE

SALT LAKE CITY OFFICE
200 West 20th Street
Salt Lake City, UT 84111
Tel: (801) 461-1100

FINAL LOCAL ENTITY PLAN

Approved this 22nd day of July, 2028, by the West Bountiful City Attorney.

Approved this 22nd day of July, 2028, by the West Bountiful City Mayor.