

RESOLUTION NO. 00-08

ROLL CALL

VOTING	YES	NO
MAYOR DALE R. BARNEY <i>(votes only in case of tie)</i>		
SHERMAN E. HUFF <i>Councilmember</i>	X	
LILLIAN J. SHEPHERD <i>Councilmember</i>	X	
GLENN A. JAMES <i>Councilmember</i>	X	
ROY L. JOHNS <i>Councilmember</i>	X	
EVERETT KELEPOLO <i>Councilmember</i>	X	

I MOVE this resolution be adopted: Councilmember Huff

I SECOND the foregoing motion: Councilmember Kelepolo

RESOLUTION 00-08

A RESOLUTION AUTHORIZING WATER AND SEWER IMPACT FEE CONNECTION CREDITS IN RETURN FOR A PUBLIC UTILITY EASEMENT

WHEREAS, Spanish Fork City owns and maintains a public electric power system; and

WHEREAS, in order to accommodate a growing population and to safely and efficiently operate an electric power system, new lines are necessary; and

WHEREAS, one of the new power lines, as designed by professional engineers, crosses property titled to the Fern R. Hanson Family Partnership, LTD and Hollow Acres, a Utah Limited Partnership; and

WHEREAS, these property owners are willing to convey to Spanish Fork City an easement, but are not desirous of receiving cash at the present time; and

WHEREAS, the property owners are desirous of receiving compensation for the easement; and

WHEREAS, the parties have determined that three three-quarter inch (3/4) water and sewer impact fee connections are equivalent to the fair market value of the easement;

NOW THEREFORE, be it resolved by the Spanish Fork City Council as follows:

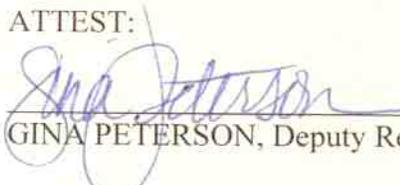
1. Spanish Fork City will allow a future credit of three three-quarter inch (3/4) water and sewer impact fee connections in return for a public utility easement over the following described real property:

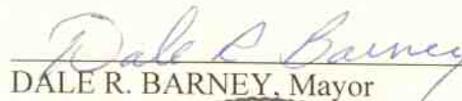
BEGINNING AT A POINT WHICH IS LOCATED NORTH 2,677.56 FEET AND WEST 1,556.71 FROM THE EAST QUARTER CORNER OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN; THENCE S88 28'27"W 487.55 FEET, THENCE N08 48'15W 25.21 FEET, THENCE N88 28'27"E 490.82 FEET, THENCE S01 20'32"E 25.00 FEET TO THE POINT OF BEGINNING. AN AREA OF 0.28 ACRE.

2. These credits are to be used upon property owned by the Fern R. Hanson Family Partnership, LTD and Hollow Acres a Utah Limited Partnership on property adjacent to the easement. The credits are to be used when the property is developed.
3. This resolution is effective immediately upon receipt of the public utility easement referred to in paragraph 1.

This resolution adopted this 21st day of March, 2000, by the City Council of Spanish Fork City, Utah.

ATTEST:


GINA PETERSON, Deputy Recorder


DALE R. BARNEY, Mayor

