

## ORDINANCE NO. 11-08

### ROLL CALL

VOTING	YES	NO
MAYOR JOE L THOMAS <i>(votes only in case of tie)</i>	Absent	
G. WAYNE ANDERSEN <i>Mayor Pro Tem</i>		
RODNEY DART <i>Councilmember</i>	X	
RICHARD M. DAVIS <i>Councilmember</i>	X	
STEVE LEIFSON <i>Councilmember</i>	X	
JENS P. NIELSON <i>Councilmember</i>	X	

ENT 126850:2008 PG 1 of 3  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2008 Dec 02 11:02 am FEE 0.00 BY SS  
RECORDED FOR SPANISH FORK CITY CORPORATI

I MOVE this ordinance be adopted: Steve Leifson  
City Councilman

I SECOND the foregoing motion: Jens Nielson  
City Councilman

### ORDINANCE 11-08

#### AN ORDINANCE ADJUSTING A COMMON BOUNDARY WITH SPRINGVILLE CITY AND ZONING THE PROPERTY

WHEREAS, the Spanish Fork City Council the Springville City Council have each adopted a resolution of intent to adjust their common boundary; and

WHEREAS, each City has agreed that the property herein described and which is owned by the MD and SK Forbush Investment Trust Dated December 01, 2003 may be moved from the Springville City to Spanish Fork City; and

WHEREAS, the property needs to be zoned pursuant to Spanish Fork City zoning requirements; and

WHEREAS, a public hearing was held on the 5<sup>th</sup> day of August, 2008 to consider the boundary adjustment; and

WHEREAS, a public hearing was held by Springville City on the 16<sup>th</sup> day of September, 2008; and

WHEREAS, at the public hearing, support for the boundary adjustment was voiced and objection was made; and

WHEREAS, the Spanish Fork City Comprehensive General Plan designates the property to be zoned residential;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

**I.**

The boundaries of Spanish Fork City are hereby extended so as to include and incorporate within the said City limits the following described land located in Utah County, Utah:

BEGINNING AT THE SOUTH QUARTER CORNER OF SECTION 8, TOWNSHIP 8 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN; THENCE SOUTH 89°31'22" WEST 1,327.97 FEET ALONG THE SECTION LINE AND THE EXISTING SPRINGVILLE / SPANISH FORK CITY BOUNDARY LINE TO A FENCE; THENCE NORTH 00°34'04" WEST 259.31 FEET ALONG SAID FENCE TO A FENCE CORNER; THENCE ALONG EXISTING FENCES ALL OF THE FOLLOWING COURSES TO WIT: NORTH 89°52'50" EAST 905.07 FEET, SOUTH 89°52'34" EAST 457.56 FEET, NORTH 88°07'28" EAST 89.29 FEET, SOUTH 88°54'36" EAST 168.89 FEET, SOUTH 89°47'51" EAST 167.13 FEET, NORTH 89°42'22" EAST 287.57 FEET, SOUTH 89°30'41" EAST 164.27 FEET, SOUTH 88°37'31" EAST 105.43 FEET, SOUTH 85°55'46" EAST 26.53 FEET; THENCE SOUTH 34°17'43" WEST 282.13 FEET ALONG A FENCE ALONG THE WEST LINE OF HIGHWAY 91; THENCE SOUTH 58°23'26" EAST 6.72 FEET ALONG THE EXTENSION OF THE EXISTING SPANISH FORK CITY BOUNDARY LINE TO THE SECTION

LINE; THENCE ALONG THE EXISTING SPRINGVILLE / SPANISH FORK  
BOUNDARY LINE AND ALONG SAID SECTION LINE SOUTH 89°31'41"  
WEST 887.83 FEET TO THE POINT OF BEGINNING.  
AREA = 13.19 ACRES.

**II.**

The property is hereby zoned RR - Rural Residential.

**III.**

This ordinance shall not become part of the Spanish Fork City Municipal Code.

**IV.**

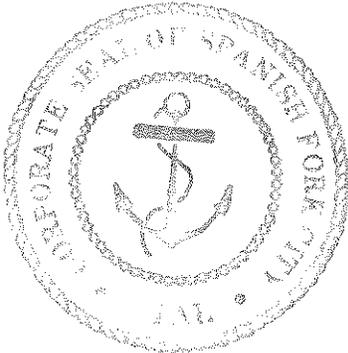
This ordinance shall become effective twenty days after passage and publication.

DATED this 7<sup>th</sup> day of October, 2008.

  
G. WAYNE ANDERSEN, Mayor Pro Tem

ATTEST:

  
KIMBERLY ROBINSON, City Recorder



**ORDINANCE NO 18-2008**

**AN ORDINANCE ADJUSTING THE COMMON BOUNDARY LINE BETWEEN  
SPRINGVILLE CITY AND SPANISH FORK CITY.**

Be it ordained by the City Council of Springville, Utah:

SECTION 1: The following described property under the ownership of MD and SK Forbush Investment Trust Dated December 1, 2003 is hereby removed from Springville City and incorporated into Spanish Fork City:

BEGINNING AT THE SOUTH QUARTER CORNER OF SECTION 8, TOWNSHIP 8 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN; THENCE SOUTH 89°31' 22" WEST 1,327.97 FEET ALONG THE SECTION LINE AND THE EXISTING SPRINGVILLE / SPANISH FORK CITY BOUNDARY LINE TO A FENCE; THENCE NORTH 00°34'04" WEST 259.31 FEET ALONG SAID FENCE TO A FENCE CORNER; THENCE ALONG EXISTING FENCES ALL OF THE FOLLOWING COURSES TO WIT: NORTH 89°52'50" EAST 905.07 FEET, SOUTH 89°52'34" EAST 457.56 FEET, NORTH 88°07'28" EAST 89.29 FEET, SOUTH 88°54'36" EAST 168.89 FEET, SOUTH 89°47'51" EAST 167.13 FEET, NORTH 89°42'22" EAST 287.57 FEET, SOUTH 89°30'41" EAST 164.27 FEET, SOUTH 88°37'31" EAST 105.43 FEET, SOUTH 85°55'46" EAST 26.53 FEET; THENCE SOUTH 34°17'43" WEST 282.13 FEET ALONG A FENCE ALONG THE WEST LINE OF HIGHWAY 91; THENCE SOUTH 58°23'26" EAST 6.72 FEET ALONG THE EXTENSION OF THE EXISTING SPANISH FORK CITY BOUNDARY LINE TO THE SECTION LINE; THENCE ALONG THE EXISTING SPRINGVILLE / SPANISH FORK BOUNDARY LINE AND ALONG SAID SECTION LINE SOUTH 89°31'41" WEST 887.83 FEET TO THE POINT OF BEGINNING.

AREA = 13.19 ACRES

SECTION 2: This ordinance was adopted following approval by Springville City on July 15, 2008 and by Spanish Fork City on March 20, 2008 of a resolution setting forth the intention of both cities to enter into a boundary agreement to adjust the common boundary between the two cities at about 2800 South SR-51 in Springville, in accordance with Section 10-2-419 of Utah Code Annotated 1953, as amended (U.C.A.) and following a public hearing held in accordance with Section 419(2)(ii) U.C.A. Said hearing was held by Springville City on September 16, 2008, and by Spanish Fork City on August 19, 2008, notice of which was given as required by law.

SECTION 3: This ordinance was adopted following publication once a week for three successive weeks, beginning after the adoption by each city of the resolution setting forth the intent to mutually adjust the boundaries, in the Springville Herald, a newspaper of general circulation in the area proposed for the boundary adjustment.

SECTION 4: This ordinance was adopted following a 60-day period allowed for protests as provided by Section 10-2-419 of U.C.A. and with no protests to the boundary adjustment being filed during the period specified.

SECTION 5: The official boundary map of Springville City shall be amended to show the exclusion of the above-described property within the City's boundary.

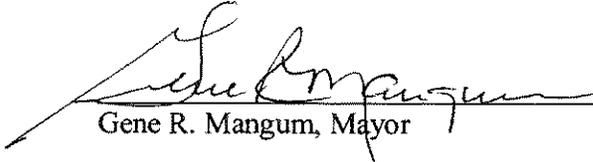
SECTION 6: This ordinance will become effective one day after publication hereof as required by law, or upon recording hereof in the office of the Utah County Recorder, whichever is more remote from final adoption of this ordinance.

SECTION 7: The City Recorder shall, within 30 days of the adoption of this ordinance, file with the County Recorder a plat or map showing the new common boundary.

SECTION 8: The City Recorder shall cause this ordinance or a short summary hereof to be published in the Springville Herald, a newspaper published and of general circulation in the City.

ADOPTED by a two-thirds majority vote of the City Council of Springville, Utah, this 16<sup>th</sup> day of September, 2008.

Attest:

  
Gene R. Mangum, Mayor

  
Venla Gubler, City Recorder

# Proof of Publication

**THE SPANISH FORK PRESS**, a weekly newspaper printed and published at PROVO, Utah County, Utah and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said paper

for consecutive 1 weeks,

the first publication on the 30<sup>th</sup> day

of October 2008

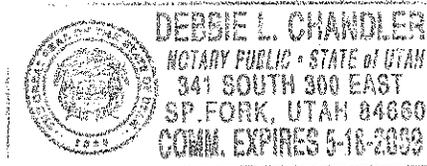
And the last on the 30<sup>th</sup> day

of October 2008

Luna Harris

<b>Spanish Fork Ordinance 11-08</b>	hearing was held on the 5 <sup>th</sup> day of August, 2008 to consider the boundary adjustment. The Spanish Fork City Comprehensive General Plan designates the property to be zoned residential.	A complete copy of this ordinance is available at the Spanish Fork City Office, 40 South Main, Spanish Fork. Published in the <b>Spanish Fork Press</b> October 30, 2008. UPAXLP
<b>ORDINANCE 11-08</b>		

11-08, The Spanish Fork City Council has adopted an ordinance adjusting its common boundary with Springville City along SR51. A public



Subscribed and sworn to before me this 30<sup>th</sup> day of October 2008

Debbie L. Chandler

Notary Public