**HUNTSVILLE TOWN**

**ORDINANCE 2022-8-25**

**SAGE DEVELOPMENT AGREEMENT AND SUBDIVISION PLAT**

**AN ORDINANCE OF HUNTSVILLE TOWN, UTAH, ADOPTING A DEVELOPMENT AGREEMENT AND FINAL SUBDIVISION PLAT FOR THE SAGE PROJECT.**

 **WHEREAS,** Huntsville Town (hereafter referred to as “Town”) is a municipal corporation, duly organized and existing under the laws of the State of Utah;

 **WHEREAS**, Title 10, Chapter 9a of the *Utah Code Annotated* provides the process of subdivision and development including the adoption of a development agreement;

 **WHEREAS,** the Town received a subdivision application from CW Lands to subdivide certain real property as outlined in an Annexation Agreement previously entered by the Parties;

 **WHEREAS**, the Parties have negotiated the Development Agreement over the course of the last year and now desire to enter said Development Agreement and approve the Final Subdivision Plat;

 **WHEREAS**, the Planning Commission held a public hearing on the Development Agreement and Final Subdivision Plat at its meeting on August 25, 2022, and subsequently gave its recommendation to adopt this Ordinance and approve the Final Subdivision Plat on this day, the \_\_\_\_of \_\_\_\_\_\_\_\_\_\_, 2022;

 **NOW, THEREFORE, BE IT RESOLVED** by the Town Council of Huntsville Town, Weber County, State of Utah, as follows:

**Section 1. Findings.**

The Town Council hereby finds as follows:

1. That this application for Subdivision was duly filed by CW Lands.
2. That the Town and CW Lands have negotiated a Development Agreement which is attached hereto and incorporated herein by this reference.
3. The Development Agreement includes the applicable provisions of the Annexation Agreement.
4. That all notices have be properly posted or otherwise given.
5. That the Planning Commission held its public hearing and gave its recommendation to the Town Council.
6. That the Town Council is the Legislative Body of the Town with authority to approve the Development Agreement.

**Section 2. Development Agreement Approved.**

The Development Agreement attached hereto as Exhibit “A” and incorporated herein by this reference is hereby adopted and approved. The Town Council hereby authorizes the Mayor to correct any remaining grammatical or typographical errors, finalize the Development Agreement, and execute the same.

**Section 3. Final Subdivision Plat Approval.**

The Final Subdivision Plat attached hereto as Exhibit “B” and incorporated herein by this reference is hereby approved and adopted, the same shall be finalized and executed as may be required by Weber County prior to recording.

**Section 6. Effective Date.**

This Ordinance is effective immediately on adoption and posting.

**ADOPTED AND PASSED** by the Town Council this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_, 2022.

Municipal Roll Call Vote:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| VOTES: | AYES | NAYS | EXCUSED | RECUSED |
|  |  |  |  |  |
| Mayor Richard Sorensen |  |  |  |  |
| CM Bruce Ahlstrom |  |  |  |  |
| CM Kevin Anderson |  |  |  |  |
| CM Sandy Hunter |  |  |  |  |
| CM Artie Powell |  |  |  |  |

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**RICHARD L. SORENSEN**, Mayor

**ATTEST:**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**BECKKI ENDICOTT**, Town Clerk

**RECORDED** this \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_, 2021.

**POSTED** this \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_, 2021.

**CERTIFICATE OF PASSAGE AND POSTING**

According to the provision of U.C.A. §10-3-713, 1953 as amended, I, the Town Clerk of Huntsville Town, hereby certify that foregoing Ordinance was duly passed and published, or posted on the above-referenced dates at the following locations: 1) Town Hall, 2) Huntsville Town Post Office, 3) [www.huntsvilletown.com](http://www.huntsvilletown.com) 4) [www.pmn.gov](http://www.pmn.gov)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ DATE:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Beckki Endicott, Town Clerk