

ORDINANCE 22-12

ORDINANCE OF THE CITY COUNCIL OF NIBLEY CITY, UTAH ADOPTING AN OFFICIAL PROJECT AREA PLAN FOR THE MALOUF COMMUNITY REINVESTMENT PROJECT AREA.

WHEREAS, the Board of the Nibley City Community Reinvestment Agency the “Agency”), having prepared a Project Area Plan (the “Plan”) for the Malouf Community Reinvestment Project Area, the legal description attached hereto as **EXHIBIT A**, pursuant to Utah Code Annotated (“UCA”) § 17C-5-105, and having held the required public hearing on the plan on May 26, 2022, pursuant to UCA § 17C-5-104, adopted the Plan as the Official Community Reinvestment Plan for the Project Area attached hereto as **EXHIBIT B**; and

WHEREAS, the Limited Purpose Government Entities – Community Reinvestment Agency Act (the “Act”) mandates that, before the community reinvestment project area plan approved by an agency under UCA § 17C-5-104 may take effect, it must be adopted by ordinance of the legislative body of the community that created the agency in accordance with UCA § 17C-5-109; and

WHEREAS, the Act also requires that notice, attached herein as Exhibit C, is to be given by the community legislative body upon its adoption of the Plan under UCA § 17C-5-110.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF NIBLEY CITY, UTAH AS FOLLOWS:

1. City Council of Nibley City, Utah hereby adopts and designates the Plan, as approved by the Agency Board, as the Official Community Reinvestment Area Plan for the Project Area (the “Official Plan”).
2. City staff and consultants are hereby authorized and directed to publish or cause to be published the notice, attached herein as Exhibit C, as required by UCA § 17C-5-110, whereupon the Official Plan shall become effective pursuant to UCA § 17C-5-110(2).
3. Pursuant to UCA § 17C-5-109, the Agency may proceed to carry out the Official Plan upon its adoption.
4. This ordinance shall take effect upon publication.

APPROVED AND ADOPTED this 9 day of June, 2022.


Larry Jacobsen, Mayor

ATTEST:


City Recorder



EXHIBIT A:
PROJECT AREA LEGAL DESCRIPTION

EXHIBIT B:
OFFICIAL MALOUF COMMUNITY REINVESTMENT AREA PLAN

EXHIBIT C:
NOTICE OF PLAN ADOPTION

**NOTICE OF ADOPTION OF A PROJECT AREA PLAN FOR THE MALOUF
COMMUNITY REINVESTMENT PROJECT AREA BY THE NIBLEY CITY COUNCIL**

On June 9, 2022, the Nibley City Council, by Ordinance No. 22-13, adopted an official project area plan (the "Plan") for the Malouf Community Reinvestment Project Area. In summary, Ordinance No. 22-13 adopted the Plan in the form approved by the Nibley City Community Reinvestment Agency. The Plan outlines the anticipated reinvestment activities anticipated within the boundaries of the Project Area, with potential public investment through the use of, among other things, Tax Increment revenues. The Boundaries of the Project Area include approximately 143.81 acres located at an area just east of Highway 89 and north of 3200 South at the Nibley and Logan boundary line. Copies of the Plan are and will be available for public inspection at the Agency's offices located at 455 West 3200 South in Nibley City between the hours of 9:00 am and 5:00 pm Monday through Friday, for a period of at least 30 days following the date of publication of this notice. During that 30-day period, any person in interest may contest the Plan or the procedures used to adopt the Plan if the Plan or the procedure fails to comply with applicable statutory requirements. After that 30-day period, no person may contest the Plan, or the procedure used to adopt the Plan, for any cause.