

STATE OF UTAH

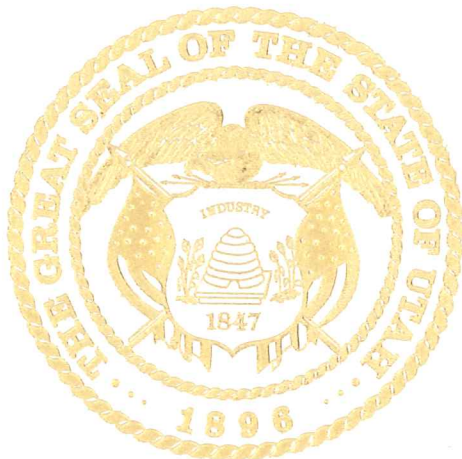


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from SANDY CITY, dated November 17th, 2009, complying with Section 10-2-425, 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 annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to SANDY CITY, located in Salt Lake County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 10th day of December, 2009 at Salt Lake City, Utah.

A handwritten signature in black ink that reads "Greg Bell".

GREG BELL
Lieutenant Governor

Notice of Impending Boundary Action With Approved Final Local Entity Plat

December 1, 2009

Greg Bell, Lieutenant Governor
Lieutenant Governor's Office
Utah State Capital Complex, Suite 200
350 North State Street
Salt Lake City, Utah 84114

Dear Lieutenant Governor Bell:

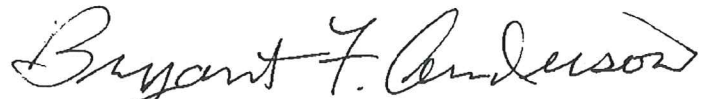
Annexations in Sandy City are approved by the City Council – the City's legislative body. On November 17, 2009, the City Council adopted an ordinance approving the following annexation:

Menlove Annexation to Sandy City

As chairman of the Sandy City Council and on behalf of Sandy City, I hereby notify you of this impending boundary action which is more fully described in the Approved Final Local Entity Plat which accompanies this notice. I further certify that all requirements applicable to this annexation have been met.

Accordingly, on behalf of the Sandy City Council, I request that you issue a Certificate of Annexation for this boundary action as described in Section 67-1a-6.5 of the Utah Code. Section 10-2-425(4)(b) of the Utah Code provides that the effective date of the annexation is the date on which you issue the Certificate of Annexation.

Respectfully submitted,



Bryant Anderson
Chairman, Sandy City Council

Received

DEC 7 2009

**Greg Bell
Lieutenant Governor**

MENLOVE ANNEXATION
ORDINANCE # 09-33

AN ORDINANCE ANNEXING TERRITORY LOCATED AT APPROXIMATELY 3160 E. DEER HOLLOW DRIVE, SALT LAKE COUNTY, COMPRISING APPROXIMATELY 3.63 ACRES, INTO SANDY CITY; ESTABLISHING ZONING FOR THE ANNEXED PROPERTY; ALSO PROVIDING A SEVERANCE AND EFFECTIVE DATE FOR THE ANNEXATION

The Sandy City Council finds:

1. Section 10-2-418, Utah Code Annotated, authorizes the City to annex contiguous areas within unincorporated county islands without a petition if it satisfies certain statutory requirements.
2. The City has complied with all statutory requirements, in that : (1) the area proposed to be annexed, located at approximately 3160 E. Deer Hollow Drive in Salt Lake County ("Area"), is a contiguous area and is contiguous to the City; (2) the Area consists of a portion of an unincorporated Salt Lake County island or peninsula within the City; (3) the island or peninsula, a portion of which is being annexed, has fewer than 800 residents; (4) the majority of the island or peninsula consists of residential or commercial development; (5) the Area requires the delivery of municipal-type services; and (6) the City has provided one or more municipal-type services to the island or peninsula and to the Area for more than one year.
3. On October 6, 2009, the City adopted Resolution 09- 64 C, attached hereto as Exhibit "A", describing the Area and indicating the City's intent to annex the Area. The City determined that not annexing the entire island or peninsula was in its best interest.
4. The City published Notice to hold a public hearing on the proposed annexation of the Area. The Notice was published at least once a week for three successive weeks in a newspaper of general circulation within the City and within the Area, and the City sent written notice to the board of each special district whose boundaries contain some or all of the Area, and to the Salt Lake County legislative body. The Notice, a copy of which is attached hereto as Exhibit "B", complied with all statutory requirements.
5. On November 10, 2009, the City Council held a public hearing on the proposed annexation. Prior to the public hearing, the owners of at least 75% of the total private land area representing at least 75% of the value of the private real property within the Area consented in writing to the annexation. Such consent is attached hereto as Exhibit "C". As such, the City may adopt an ordinance annexing the Area without allowing or considering protests and the Area is conclusively presumed to be annexed, as per Section 10-2-418(3)(b), Utah Code Annotated. Only those property owners living within the area proposed for annexation have standing to protest the proposed annexation, as per Section

10-2-418 (2)(b)(iv), Utah Code Annotated.

6. The annexation of the Area is completed and takes effect on the date of the lieutenant governor's issuance of a certificate of annexation as per Section 10-2-425(4), Utah Code Annotated.

NOW, THEREFORE, BE IT ORDAINED by the City Council that it does hereby :

1. Adopt an ordinance annexing the Area as shown on the plat filed in the office of the Sandy City Recorder.
2. Determine that not annexing the entire island or peninsula is in the City's best interest.
3. Zone the Area to an R-1-40A zone (single family residential on a minimum of 40,000 square foot lots with animal rights).
4. Confirm that, pursuant to Section 10-2-425(4), Utah Code Annotated, this annexation is completed and takes effect upon the date of the lieutenant governor's issuance of a certification of annexation.
4. Declare that all parts of this ordinance are severable and that if the annexation of the Area shall, for any reason, be held to be invalid or unenforceable, this shall not affect the validity of any associated or subsequent annexation.
5. Affirm that this ordinance shall become effective upon publication as provided by law.

PASSED AND APPROVED by vote of the Sandy City Council this 17 day of November, 2009.

ATTEST:


Chairman, Sandy City Council


City Recorder


Mayor, Sandy City



PRESENTED to the Mayor of Sandy City this 18 day of November, 2009.

APPROVED by the Mayor of Sandy City this 23 day of November, 2009.

Exhibit "A"

MENLOVE ANNEXATION

RESOLUTION #09-64 C

A RESOLUTION INDICATING INTENT TO ANNEX AN UNINCORPORATED AREA, SETTING A HEARING TO CONSIDER SUCH AN ANNEXATION, AND DIRECTING PUBLICATION OF HEARING NOTICE.

The City Council of Sandy City, State of Utah, finds and determines as follows:

1. Sandy City ("City") desires to annex a certain contiguous unincorporated area, totaling approximately 3.68 acres, located at approximately 3160 E. Deer Hollow Dr in Salt Lake County, Utah, and more specifically described in Appendix "A".
2. The City is authorized to annex the area without a petition pursuant to Utah Code Ann. § 10-2-418.
3. The area to be annexed consists of a portion of one or more unincorporated islands within or unincorporated peninsulas contiguous to the City, each of which has fewer than 800 residents.
4. The majority of each island or peninsula consists of residential or commercial development.
5. The area proposed for annexation requires the delivery of municipal-type services and the City has provided one or more municipal-type services to the area for at least one year.
6. The annexation of that portion of an island or peninsula, leaving unincorporated the remainder of that island or peninsula, is in the City's best interests.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Sandy City, Utah that it does hereby:

1. Indicate the City Council's intent to annex the area described in Appendix "A."
2. Determine that not annexing the entire unincorporated island or unincorporated peninsula is in the City's best interest;
3. Set a public hearing for November 10, 2009 at 7:05 p.m. to consider the annexation.
4. Direct the City Recorder to publish and send notice of such hearing in accordance with Utah Code Ann. § 10-2-418(2)(a).

ADOPTED by the Sandy City Council this 6 day of October 2009.



Bonnie F. Anderson
Sandy City Council Chair

ATTEST:

Diane A. Huseray
City Recorder

RECORDED this 12 day of October 2009.

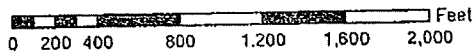
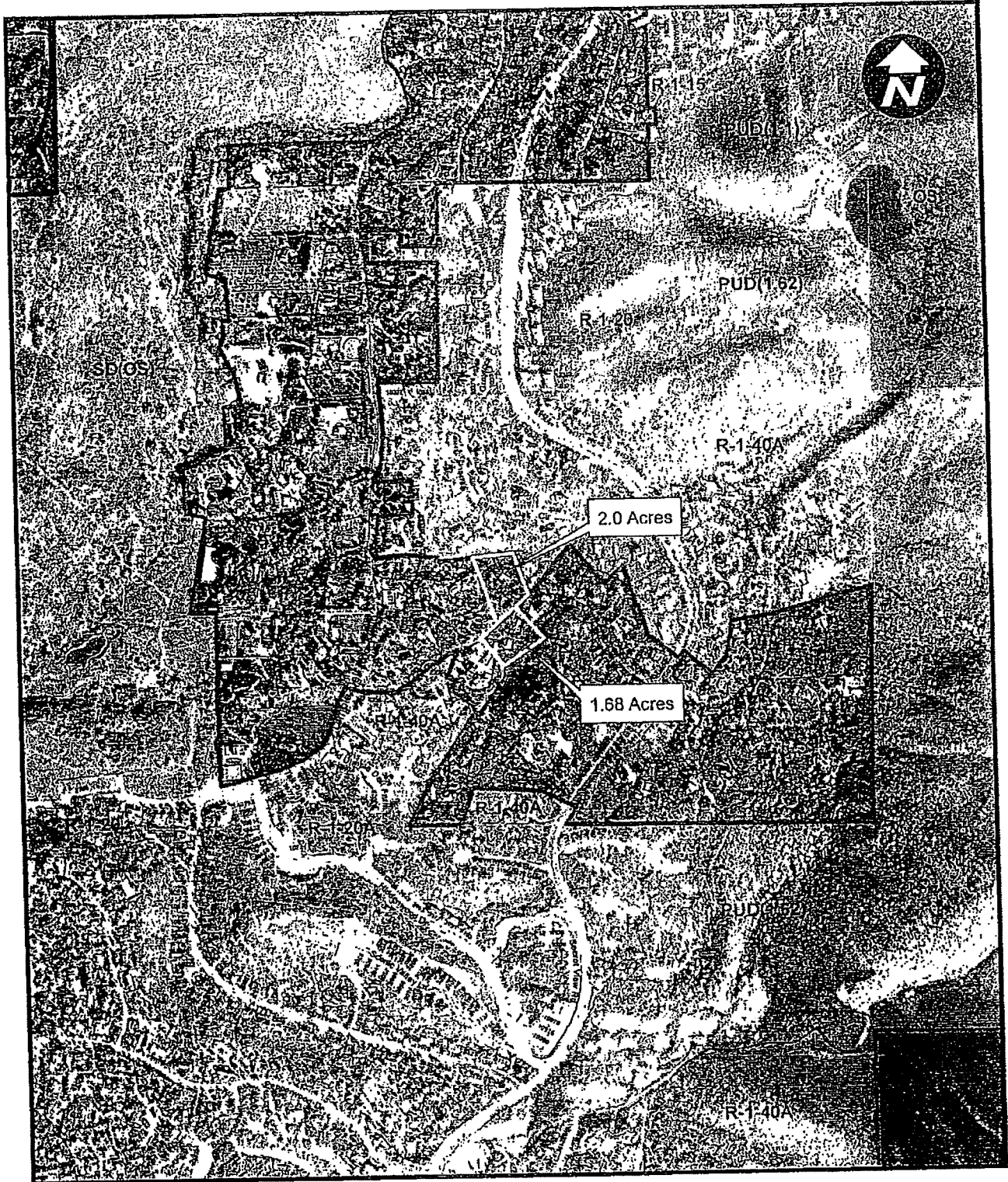
Appendix "A"

Property Address

Parcel ID

3171 East Deer Hollow Drive
3160 East Deer Hollow Drive

28-14-252-007
28-14-402-002



PRODUCED BY
THE COMMUNITY DEVELOPMENT DEPARTMENT
RAY LINDENBURG, PLANNER

R 10-6-09

MENLOVE ANNEXATION TO SANDY CITY
DESCRIPTION

Beginning at the most westerly corner of Lot 1, THE HUNTSMAN PLAT A subdivision which lies South 2810.917 feet and East 221.585 feet, according to the official plat thereof found as Entry No. 2559174 in Book 73-8 of Plats at Page 52 in the office of the Salt Lake County Recorder, from the North Quarter Corner of Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian; thence along the boundary of said Lot 1, North 48°12'10" East 135.12 feet; thence North 19°33'20" West 434.49 feet, more or less, to intersect the current Sandy City boundary established by a previous annexation to Sandy City approved March 28, 1978, recorded as Entry No. 3214885 in Book 78-12 of Plats at Page 333 in the office of the Salt Lake County Recorder; thence along said current Sandy City boundary and the boundary of SEVEN SPRINGS subdivision the following two courses: (1) North 83°50'00" East 252.02 feet; (2) South 19°33'20" East 275.87 feet; thence departing from said current Sandy City boundary, South 48°12'10" West 115.10 feet; thence along the boundary of said Lot 1, THE HUNTSMAN PLAT A subdivision the following three courses: (1) South 41°47'50" East 263.49 feet; (2) South 56°00'00" West 301.28 feet; (3) North 38°18'10" West 223.03 feet to the point of beginning. The above described parcel contains approximately 3.63 acres.

Exhibit "C"

Date: Sept. 25, 2008 2009

Attn: James Sorensen
Sandy City Community Development
10000 Centennial Parkway
Sandy, Utah 84070

RONALD E. TYLER

My name is GENEAL E. TYLER

I ~~am~~ (we are) the property owner(s) of property in the unincorporated area of Salt Lake County located at:

3121 E. DEER HOLLOW DR. SANDY UTAH 84092

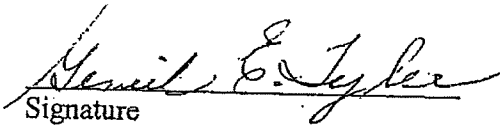
This property is part of an island or peninsula and is contiguous to Sandy City.

(we) consent to have Sandy City annex this property.

(we) can be reached at: 801-543-7838

Thank you very much.


Signature


Signature

RECEIVED
SEP 25 2009
SANDY CITY
COMMUNITY DEVELOPMENT

28-14-~~452-622~~
252-007

Date: 9/25/09, ~~2008~~ ²⁰⁰⁹

Attn: James Sorensen
Sandy City Community Development
10000 Centennial Parkway
Sandy, Utah 84070

My name is MICHAEL & CONNA MENCORE

I am (we are) the property owner(s) of property in the unincorporated area of Salt Lake County located at :

3160 E. DEER HOLLOW DR. SANDY 840892

This property is part of an island or peninsula and is contiguous to Sandy City.


I (we) consent to have Sandy City annex this property.


I (we) can be reached at : 801-635-7070 (C)

801-280-3000 (W)

Thank you very much.

801-944-8588 (H)


Signature


Signature

RECEIVED
SEP 25 2009
SANDY CITY
COMMUNITY DEVELOPMENT

28-14-402-002