

# STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

## CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from WEST HAVEN CITY, dated April 19<sup>th</sup>, 2017, 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 WEST HAVEN CITY, located in Weber County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 10<sup>th</sup> day of May, 2017 at Salt Lake City, Utah.

SPENCER J. COX  
Lieutenant Governor



4150 SOUTH 3900 WEST  
WEST HAVEN, UT 84401  
PHONE: 801-731-4519  
FAX: 801-731-1002  
<http://www.westhavencity.com>

WEST HAVEN CITY

MAYOR  
Sharon Bolos

COUNCIL MEMBERS  
Summer Palmer  
Stephanie Carlson  
Randy Hunter  
Dawnell Musselman  
Shawn Smith

April 24, 2017

Lieutenant Governor's Office  
Spencer J. Cox  
Utah State Capitol Complex  
Suite 220  
P.O. Box 142325  
Salt Lake City, Utah 84114-2325

Received

APR 27 2017

Spencer J. Cox  
Lieutenant Governor

Re: Notice of Annexation

Dear Lt. Governor Cox:

I am submitting an annexation for property located at 3450 S 3500 W and containing 6.41 acres.

I have included the original ordinance approving annexation, together with a plat prepared by a licensed surveyor, and approved by the County Surveyor and City Council. Per HB 61, upon your issuance of a certificate package, such documents are to be filed with the County Surveyor in accordance with Section 17-21-20, U.C.A. showing the new boundaries of the affected area.

Please provide a certified copy of the amended articles as well as the necessary certificate package to my attention at the West Haven City Recorder's Office. Should you have any questions, please contact my office at 801-731-4519.

Sincerely,

Shanda Reney  
City Recorder

**ORDINANCE NO. 10-2017**

**AN ORDINANCE OF WEST HAVEN CITY, UTAH, ANNEXING CERTAIN PROPERTY LOCATED AT APPROXIMATELY 3450 S 3500 W, AND INCORPORATING THE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY PURSUANT TO THE PROVISIONS OF THE ORDINANCES OF WEST HAVEN CITY AS AMENDED; SETTING THE ZONING CLASSIFICATION OF SAID PROPERTY AS R-2; ADOPTING AND ANNEXING AN EXPLANATORY MAP OF SAID PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, a petition for annexation has been submitted by the property owners requesting annexation of certain territory into the City of West Haven City and;

**WHEREAS**, the general plan and policy of the City regarding the annexation of property will be satisfied by annexing the identified property as requested since annexation of the property is necessary for the City to serve the area with utilities and other municipal services in a reasonable time and to eliminate an existing island of unincorporated which is otherwise fully surrounded by the City; and,

**WHEREAS**, the annexation of such territory is deemed necessary for the welfare of the residents of the City, and the property owner adjacent thereto, and is in conformity with the general policy for West Haven City for annexations; and,

**WHEREAS**, the petition for annexation of this property has been duly accepted by the City Council as the governing body of the City, and the Mayor has been authorized to sign the resolution of acceptance on behalf of the City Council; and,

**WHEREAS**, in conformance with Utah Code ("UC") §10-9-401 the governing body of the city may enact a zoning ordinance establishing regulations for land use and development within the city; and,

**WHEREAS**, West Haven City has previously adopted and promulgated a city zoning ordinance; and,

**WHEREAS**, the City Council finds that the City Planning Staff has recommended annexation of the property that is the subject of the petition, under the conditions of the City's Zoning Ordinance;

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF WEST HAVEN CITY, WEBER COUNTY, STATE OF UTAH AS FOLLOWS:**

**SECTION 1 - ANNEXATION OF TERRITORY.**

**1(a)** There is hereby annexed into West Haven City, County of Weber, State of Utah, and incorporated within the corporate boundaries thereof, the following described parcel of land:

## BOUNDARY DESCRIPTION

The property is located at approximately 3450 South 3500 West otherwise described as:

All that property described in Quitclaim deed recorded as Entry # 2353154 on July 10, 2008 in the office of the Weber County Recorder, Utah, including a portion of 3500 West Street, said property being described as follows:

Part of the Northwest Quarter of Section 3, Township 5 North, Range 2 West, Salt Lake Base and Meridian, US Survey. Beginning North 00°53'10" East 1659.19 feet along the Section Line from the West Quarter Corner of said Section 3 to the Point of Beginning. Running thence South 89° 14' 22" East 774.24 feet (772.73 feet by deed) to the existing West Haven City boundary line, thence South 20° 02' 30" West 448.45 feet (South 22° 34' 52" West 455.97 feet by deed) along said West Haven City boundary line; thence North 89°14' 22" West 627.09 feet (604.17 feet by deed) to section line; thence North 00°55' 10" East 423.30 feet along said Section Line to the Point of the Beginning. Containing 6.4127 Acres.

**1(b)** Zoning for the annexed property is set at and the property is declared to be zoned as R-2.

### **SECTION 2 - NEW CORPORATE LIMITS.**

The corporate limits of the City of West Haven City are extended and increased to include and embrace within the corporate limits of the City, the territory described herein and such territory is declared to be a part of the City of West Haven City.

### **SECTION 3 - CLASSIFICATION FOR ZONING PURPOSES.**

Under the West Haven City Zoning Ordinance and General Plan, the territory annexed is classified as R-2.

### **SECTION 4 - PRIOR ORDINANCES AND RESOLUTIONS:**

The body and substance of all prior Ordinances and Resolutions, with their provisions, where not otherwise in conflict with this Ordinance, are reaffirmed and readopted.

### **SECTION 5 - REPEALER OF CONFLICTING ENACTMENTS:**

All orders, ordinances and resolutions regarding the changes enacted and adopted which have heretofore been adopted by the City, or parts thereof, which conflict with any of this Ordinance, are, for such conflict, repealed, except this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

**SECTION 6 - SAVINGS CLAUSE:**

If any provision of this Ordinance shall be held or deemed to be or shall be invalid, inoperative or unenforceable for any reason, such reason shall not have the effect of rendering any other provision or provisions invalid, inoperative or unenforceable to any extent whatever, this Ordinance being deemed to be the separate independent and severable act of the City Council of West Haven City.

**SECTION 7 - EFFECTIVE DATE.**

This Ordinance shall be effective on the 19<sup>th</sup> day of April, 2017, and after publication or posting as required by law.

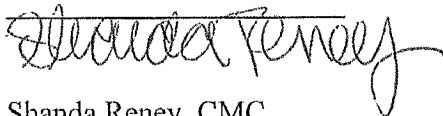
DATED this 19<sup>th</sup> day of April, 2017

WEST HAVEN CITY



Sharon Bolos  
Mayor

**ATTESTED AND RECORDED:**



Shanda Reney, CMC

# Annexation to West Haven City Ordinance No. 10-2017

PART OF THE NW 1/4 OF SECTION 3, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN  
Weber County, Utah, Prepared February 2017

**WEST HAVEN CITY ACCEPTANCE**  
I hereby certify that this annexation to the corporate limits of West Haven City has been accepted by the Mayor and the City Council by Ordinance passed on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

In witness hereof I hereby set my hand and affix the corporate seal of the City of West Haven.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

*Sharon Pulos*  
Mayor

Attest: Shanda Roney, City Recorder

**WEBER COUNTY SURVEYOR**  
This plot is hereby approved as a final local entity plot as required by UCA 17-23-20.  
Approved this 17<sup>th</sup> day of April, 2017.

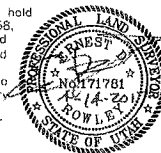
*Ernest D. Rowley*  
Weber County Surveyor

Scale ~ 1" = 100'



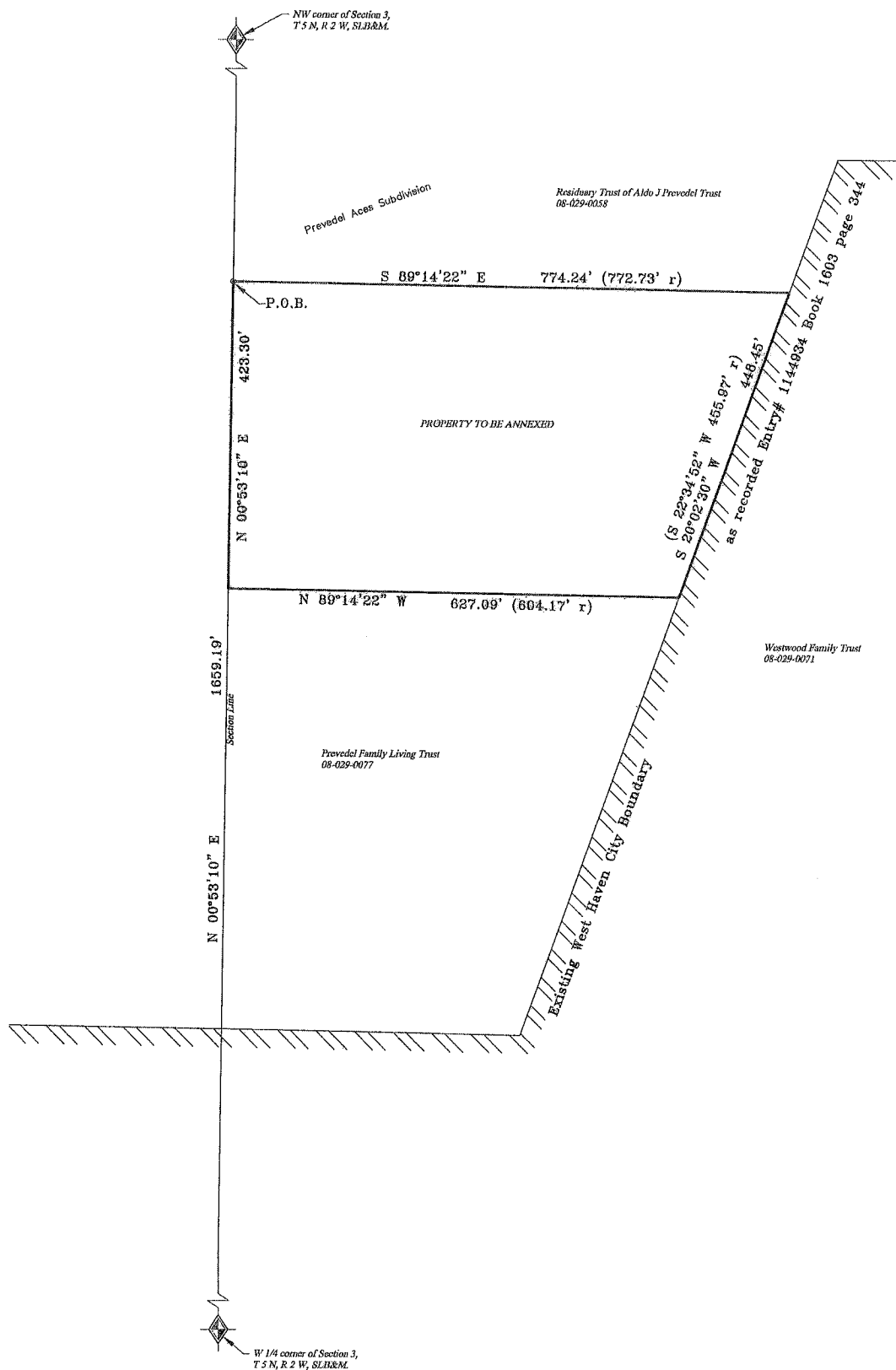
- Legend**
- EXISTING CITY BOUNDARY
  - STREET CENTERLINE
  - SECTION CORNER
  - r and/or ( ) RECORD DATA

**SURVEYOR'S CERTIFICATE**  
I, Ernest D. Rowley, do hereby certify that I am a professional land surveyor in the State of Utah and hold license no. 171781-2201 in accordance with Title 58, Chapter 22 known as the Professional Engineers and Land Surveyor's Licensing Act. That I have prepared this plot in accordance with UCA 17-23-20. That this plot and the description hereon are sufficient to enable the county surveyor to establish the boundary on the ground and sufficient to enable the county recorder to identify, for tax purposes, each tract or parcel included within the boundary.



**BOUNDARY DESCRIPTION**  
All that property described in a Quitclaim deed recorded as Entry number 2353154 on July 10, 2008 in the office of the Weber County Recorder, Utah, including a portion of 3500 West Street, said property being described as follows:  
Part of the Northwest Quarter of Section 3, Township 5 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey. Beginning North 00°53'10" East 1659.19 feet along the Section Line from the West Quarter Corner of said Section 3 to the Point of Beginning. Running thence South 89°14'22" East 774.24 feet (772.73 feet by deed) to the existing West Haven City boundary line, thence South 20°02'30" West 448.45 feet (South 22°45'27" West 455.97 feet by deed) along said West Haven City boundary line, thence North 89°14'22" West 627.09 feet (604.37 feet by deed) to section line, thence North 00°55'10" East 423.30 feet along said Section Line to the Point of Beginning.

**NARRATIVE**  
The purpose of this plot is to prepare an annexation plot for the property shown and described.  
The basis of bearing is as shown and called in the Boundary Description.  
No survey of this property has been done in this work. The records of Weber County have been utilized in preparing this plot.



STATE OF UTAH )  
COUNTY OF WEBER ) ss  
I HEREBY CERTIFY THAT THIS IS A TRUE COPY  
OF THE DOCUMENT THAT APPEARS ON  
RECORD IN MY OFFICE.  
WITNESS MY HAND AND SEAL  
THIS 14 DAY OF APRIL, 2017  
LEANN H. KILTS, WEBER COUNTY RECORDER/  
SURVEYOR  
BY Ernest D. Rowley DEPUTY

 A Complete Land Surveying Service www.LandmarkSurveyUtah.com	4646 South 3500 West - #A-3 West Haven, UT 84401 801-731-4075	Weber County Recorder
	CLIENT: <b>James &amp; Diane Dembitz</b> Address: 681 Wazalea Dr., Chandler, AZ 85248	Entry no. _____ Fee paid _____ Filed for record and recorded _____ day of _____, 2017. at _____ in book _____ of official records, on page _____ County Recorder: Leann H Kilts By Deputy: _____
Annexation in the NW 1/4 of Section 3, Township 5 North, Range 2 West, Salt Lake Base and Meridian.		
Revisions: _____ DRAWN BY: <u>EDR</u> CHECKED BY: _____ DATE: <u>April 7, 2017</u> FILE: <u>3704</u>		