

STATE OF UTAH

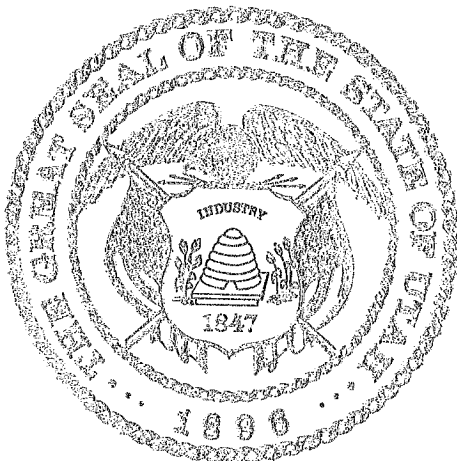


OFFICE OF THE LIEUTENANT GOVERNOR

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 PROVO CITY, dated July 6th, 2010, 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 PROVO CITY, located in Utah County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 7th day of September, 2010 at Salt Lake City, Utah.

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

GREG BELL
Lieutenant Governor

The City of
Provo, Utah

Provo

Date: August 31, 2010

Greg Bell
Lieutenant Governor of the State of Utah
Utah State Capitol Complex
East Office Building, Suite E325
P.O. Box 142220
Salt Lake City, Utah 84114-2220

Subject: Provo City - Notice of Annexation, Gillespie - Smith

The Honorable Greg Bell:

This letter is to give you notice that on July 6, 2010, the Provo City Municipal Council passed Annexation Ordinance 2010-01 annexing into Provo City unincorporated Utah County land. This was approved by Mayor John R. Curtis on July 6, 2010 and published on July 12, 2010 as required by law.

The effective date of this annexation shall be the date of the Lieutenant Governor's issuance of a certificate of annexation pursuant to 10-2-425(1)(b) of the Utah State Code, Annotated.

Enclosed, please find a copy of Annexation Ordinance 2010-01 and a copy of the annexation plat.

If you have any questions regarding this letter, I may be reached at (801) 852-6404.

Sincerely,

Office of
Community Development

PROVO COMMUNITY DEVELOPMENT

330 West 100 South

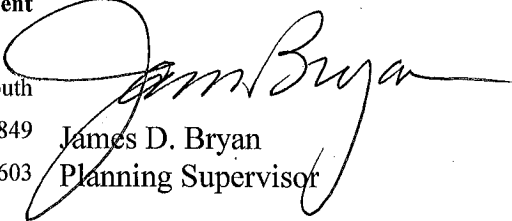
P.O. Box 1849

Provo, Utah 84603

Phone: (801) 852-6400

Fax: (801) 852-6417

comdev.provo.org


James D. Bryan
Planning Supervisor

enclosure

Received

SEP - 7 2010

Greg Bell
Lieutenant Governor

1 ANNEXATION ORDINANCE 2010-01.

2
3 AN ORDINANCE ANNEXING 0.88 ACRE OF REAL PROPERTY LOCATED
4 GENERALLY AT 5250 NORTH AND 5253 NORTH CANYON ROAD, NORTH
5 TIMPVIEW NEIGHBORHOOD, 10-0005A.
6

7 WHEREAS, the owners of real property located generally at 5250 North and 5253 North
8 Canyon Road have submitted a petition to annex to Provo City 0.88 acre of property as described
9 in the attached Exhibit "A" (the "Property"); and,
10

11 WHEREAS, the Property will be zoned R1.20 (One-Family Residential) as set forth in
12 Chapter 14.02.080 of the Provo City Code; and,
13

14 WHEREAS, the annexation petition was deemed accepted as provided in Section 10-2-405
15 (1)(a)(i)(B) of the Utah Code; and,
16

17 WHEREAS, applicable requirements of Section 10-2-401, et seq., of the Utah Code have
18 been met; and,
19

20 WHEREAS, as required by Section 15.15.040 of the Provo City Code, the City's staff review
21 committee evaluated the proposed annexation and has no objections to the annexation of the
22 Property; and,
23

24 WHEREAS, on May 26, 2010 the Planning Commission held a duly noticed public hearing
25 to consider the annexation petition and after such hearing the Planning Commission recommended
26 to the Municipal Council that the Property be annexed as proposed; and,
27

28 WHEREAS, on July 6, 2010 the Municipal Council held a duly noticed public hearing to
29 receive public comment and ascertain the facts regarding this matter, which facts and comments are
30 found in the hearing record; and,
31

32 WHEREAS, after considering the recommendation of the Planning Commission and facts
33 and comments presented to the Municipal Council, the Council finds (i) the Property located
34 generally at 5250 North and 5253 North Canyon Road, as described in the attached Exhibit "A",
35 should be annexed, and (ii) such action reasonably furthers the health, safety, and welfare of the
36 citizens of Provo.
37

38 NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as
39 follows:
40

41 PART I:
42

43 The Property described in the attached Exhibit "A" and located generally at 5250 North and
44 5253 North Canyon Road is hereby annexed to the City of Provo, Utah.
45

46 PART II:

47

48 This ordinance shall take effect immediately after it has been posted or published as required
49 by law.

50

51 END OF ORDINANCE.

Exhibit "A"
Legal Description

Gillespie - Smith Annexation Legal Description

Commencing at a point located South 00°45'09" East along the Section line 501.87 feet and East 772.21 feet from the Northwest corner of Section 18, Township 6 South, Range 3 East, Salt Lake Base and Meridian; thence North 85°42'00" East 113.74 feet; thence South 03°56'00" East 82.33 feet, thence North 87°30'13" East 117.81 feet; thence South 69°59'18" East 10.13 feet; thence North 87°20'20" East 29.79 feet; thence South 03°46'01" East 97.77 feet; thence South 89°06'50" West 177.22 feet; thence North 05°46'38" West 0.14 feet; thence South 89°33'51" West 114.34 feet; thence North 02°55'31" West 53.11 feet; thence South 86°36'46" West 2.56 feet; thence North 03°23'14" West 30.37 feet; thence North 10°38'56" East 86.38 feet; thence North 03°00'00" East 3.50 feet to the point of beginning.

Area = 38,137 sq. ft or 0.88 acres

ANNEXATION ORDINANCE 2010-01

SHORT TITLE:

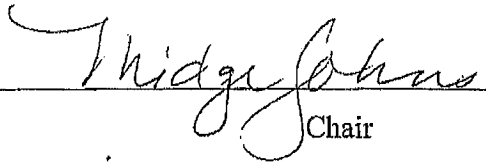
AN ORDINANCE ANNEXING .88 ACRE OF REAL PROPERTY LOCATED GENERALLY AT 5250 NORTH AND 5253 NORTH CANYON ROAD. NORTH TIMPVUE NEIGHBORHOOD. 10-0005A.

PASSAGE BY MUNICIPAL COUNCIL

ROLL CALL

DISTRICT	NAME	MOTION	SECOND	FOR	AGAINST	OTHER
CW 1	LAURA CABANILLA			✓		
CW 2	STEVEN C. TURLEY			✓		
CD 1	CYNTHIA R. DAYTON	✓		✓		
CD 2	RICHARD D. HEALEY			✓		
CD 3	MIDGE JOHNSON		✓	✓		
CD 4	SHERRIE HALL EVERETT			✓		
CD 5	STERLING BECK			✓		
				TOTALS		

This ordinance was passed by the Municipal Council of Provo City, on the 6 day of July, 2010 on a roll call vote as described above. Signed this 6 day of July, 2010.

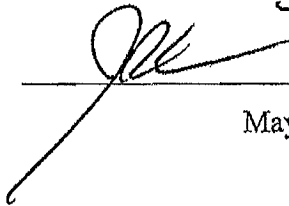


 Chair

II

APPROVAL BY MAYOR

This ordinance is approved by me this 6 day of July, 2010.



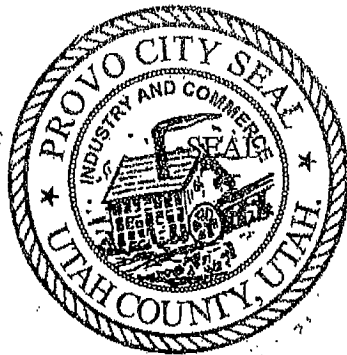
 Mayor

ANNEXATION ORDINANCE 2010-01

III

CITY RECORDER'S CERTIFICATE AND ATTEST

This ordinance was recorded in the office of the Provo City Recorder on the 14 day of July 2010, with a short summary being published on the 12 day of July 2010, in The Daily Herald, a newspaper circulated in Provo, Utah. I hereby certify and attest that the foregoing constitute a true and accurate record of proceedings with respect to Ordinance Number 2010-01.



Signed this 14 day of July 2010.

Jane Weiss
City Recorder

ORDINANCES

**PROVO CITY CORPORATION
OFFICE OF THE RECORDER
ANNEXATION ORDINANCE 2010-01**

Notice is hereby given that in the regular Municipal Council Meeting of July 6, 2010, the Provo Municipal Council passed Annexation Ordinance 2010-01. This is an ordinance annexing 0.88 acre of real property located generally at 5250 North and 6253 North Canyon Road, North Timpview Neighborhood, 10-0005A.

/s/Janene Weiss
City Recorder

Legal Notice 361005 Published in The Daily Herald on July 12, 2010.

UPAXLP

Surveyor's Certificate
 I hereby certify that this is a true and accurate map of the tract of land to be annexed to Provo City, Utah County, Utah.

Boundary Description
 Commencing at a point located South 04°59' East along the Section line 04°59' East and East 72°23' East from the National corner of Section 18, Township 3 South, Range 3 East, 5th E. Line Stone and limestone; thence North 04°59' East 143.3 feet; thence North 87°20' East 297.9 feet; thence South 03°40' East 97.7 feet; thence South 88°25' West 214 feet; thence North 89°45' West 214 feet; thence South 87°23' West 30.37 feet; thence North 10°38' East 86.39 feet; thence North 03°00' East 3.59 feet to the point of beginning.

Acceptance by Mayor
 This is to certify that I, John R. Curtis, Mayor of the City of Provo, have ordered a plat to be recorded of a portion of the land shown herein reporting that said land is annexed to the City of Provo, Utah, and that the same is subject to the laws of the State of Utah, and that the same is not being reported as a part of the land to be annexed to the State of Utah, or to any other political subdivision of the State of Utah.

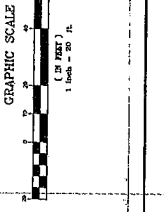
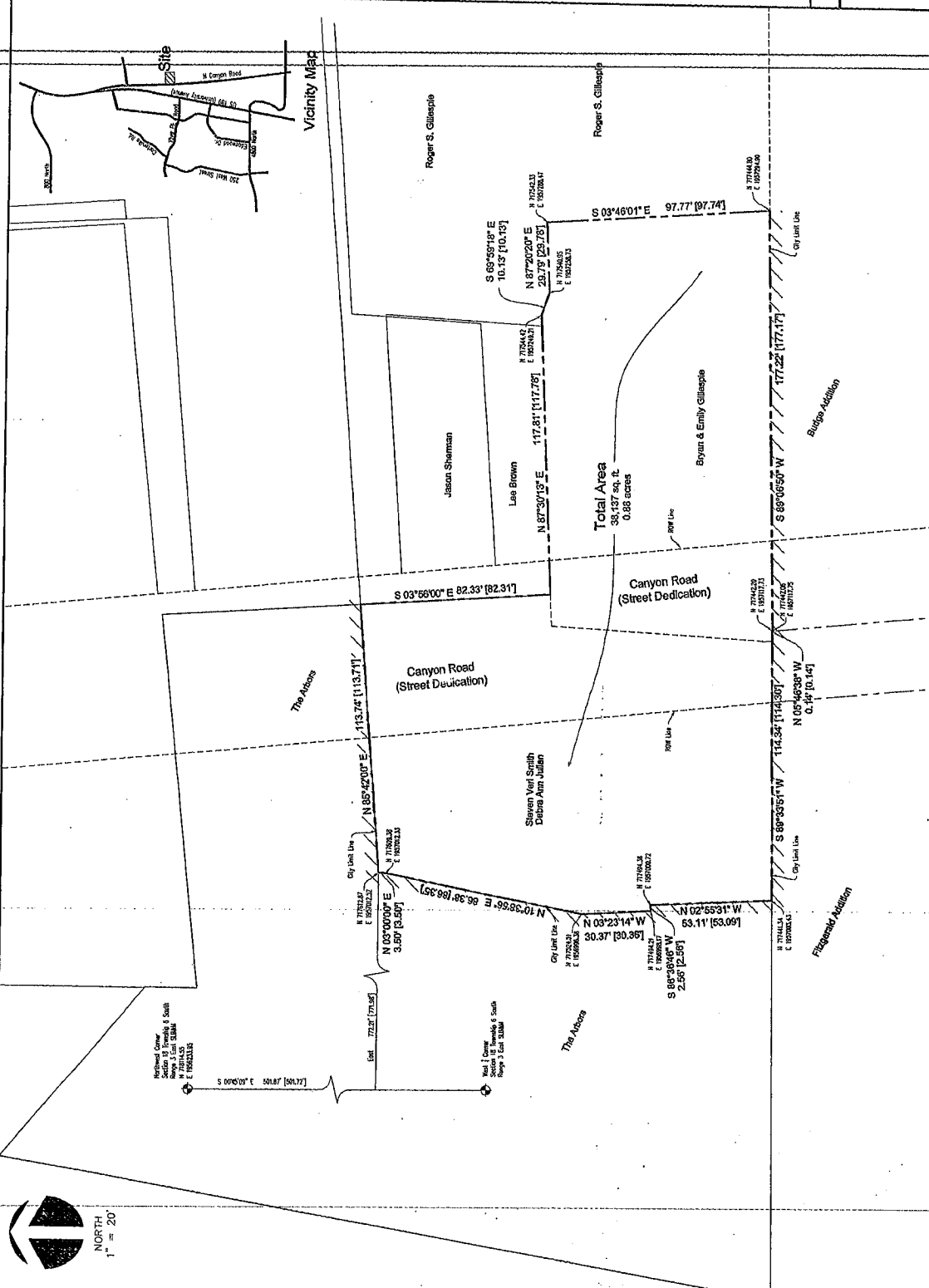
Boundary Commission
 Policy Administration adopted by Legislative body of Provo City on _____, Publicly filed by _____

Annexation Plat
 Approved as to Form _____
 City Attorney _____

Acceptance County Surveyor
 This plat has been reviewed by the County Surveyor and is hereby certified as a true and correct map of the land to be annexed to the City of Provo, Utah, and that the same is subject to the laws of the State of Utah, and that the same is not being reported as a part of the land to be annexed to the State of Utah, or to any other political subdivision of the State of Utah.

Annexation Plat
 Approved as to Form _____
 City Attorney _____

Annexation Plat
 Gillespie - Smith Addition
 Provo City, Utah
 Scale: 1" = 20' Feet
 Prepared and Drawn by: [Seal of County Surveyor]



THIS DOCUMENT PREPARED BY UTAH COUNTY AND THE SURVEYORS' ASSOCIATION OF UTAH