

STATE OF UTAH

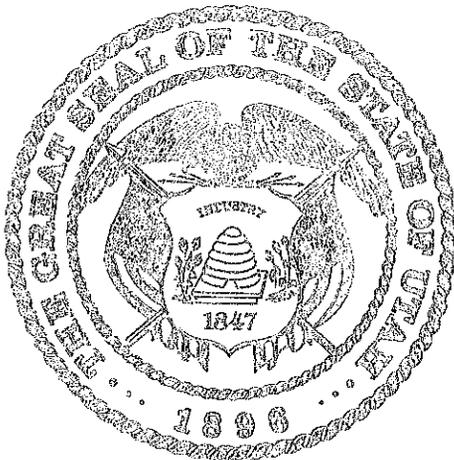


OFFICE OF THE LIEUTENANT GOVERNOR

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 September 18th, 2012, 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, 2012 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "G Bell".

GREG BELL
Lieutenant Governor



November 15, 2012

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

Re: Alston Annexation

Dear Lieutenant Governor Bell:

To comply with Section 10-2-425 of the Utah Code, the legislative body of Sandy City is filing the following documents with the lieutenant governor for the Alston annexation:

1. a notice of an impending boundary action, as defined in Section 67-1a-6.5, that meets the requirements of Subsection 67-1a-6.5(3); and
2. a copy of an approved final local entity plat, as defined in Section 67-1a-6.5.

As per instructions from your office, the local entity plats have been reduced in size to a standard letter size and we have also attached copies of the ordinances annexing the Alston area.

We understand that within ten days, as per Subsection 67-1a-6.5(2), you will issue the annexation certificates if you determine the notices of the impending boundary action meet the requirements of Subsection 67-1a-6.5(3), and the notices are accompanied by approved local entity plats.

If you are unable to issue the annexation certificates, please notify us as soon as possible.

Thank you very much.

Sincerely

A handwritten signature in black ink, appearing to read "Patrick R. Casaday". The signature is fluid and cursive, with the first name "Patrick" being more prominent than the last name "Casaday".

Patrick R. Casaday
Sandy City Attorney's Office

Enclosures

1. Notice of Impending Boundary Action - Alston Annexation
2. Approved Final Local Entity Plat - Alston Annexation
3. Alston Annexation Ordinance

Notice of Impending Boundary Action with Approved Final Local Entity Plan

November 13, 2012

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 or about November 13, 2012, the City Council adopted an ordinance approving the following annexation:

Alston Annexation to Sandy City

As acting chair of the Sandy City Council during this time, 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 Plan 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,



Sandy City Council

ALSTON ANNEXATION
ORDINANCE # 12-39

AN ORDINANCE ANNEXING TERRITORY LOCATED AT APPROXIMATELY 10575 S DIMPLE DELL ROAD, SALT LAKE COUNTY, COMPRISING APPROXIMATELY 5.02 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 10575 South Dimple Dell Road 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 September 18, 2012, the City adopted Resolution 12-61 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 October 23, 2012, 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.

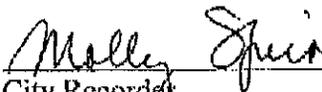
NOW, THEREFORE, BE IT ORDAINED by the City Council that it does hereby :

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.
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.
5. 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.
6. Affirm that this ordinance shall become effective upon publication as provided by law.

PASSED AND APPROVED by vote of the Sandy City Council this 13 day of November, 2012.

ATTEST:


Chair, Sandy City Council


City Recorder




Mayor, Sandy City

PRESENTED to the Mayor of Sandy City this 13th day of November, 2012.

APPROVED by the Mayor of Sandy City this 13th day of November, 2012.

ALSTON ANNEXATION

RESOLUTION # 12-61 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 5.02 acres, located at approximately 10575 S. Dimple Dell Road, Salt Lake County, Utah, and more specifically described in the legal description attached hereto as Appendix "A". The City is authorized to annex the area without a petition pursuant to 10-2-418 Utah Code Annotated.

2. The area proposed 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.

3. The City has provided one or more municipal-type services to the area for at least one year.

4. 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 October 23, 2012, 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 18th day of September, 2012.



Sandy City Council Chair

ATTEST:

Molly Spiv
City Recorder

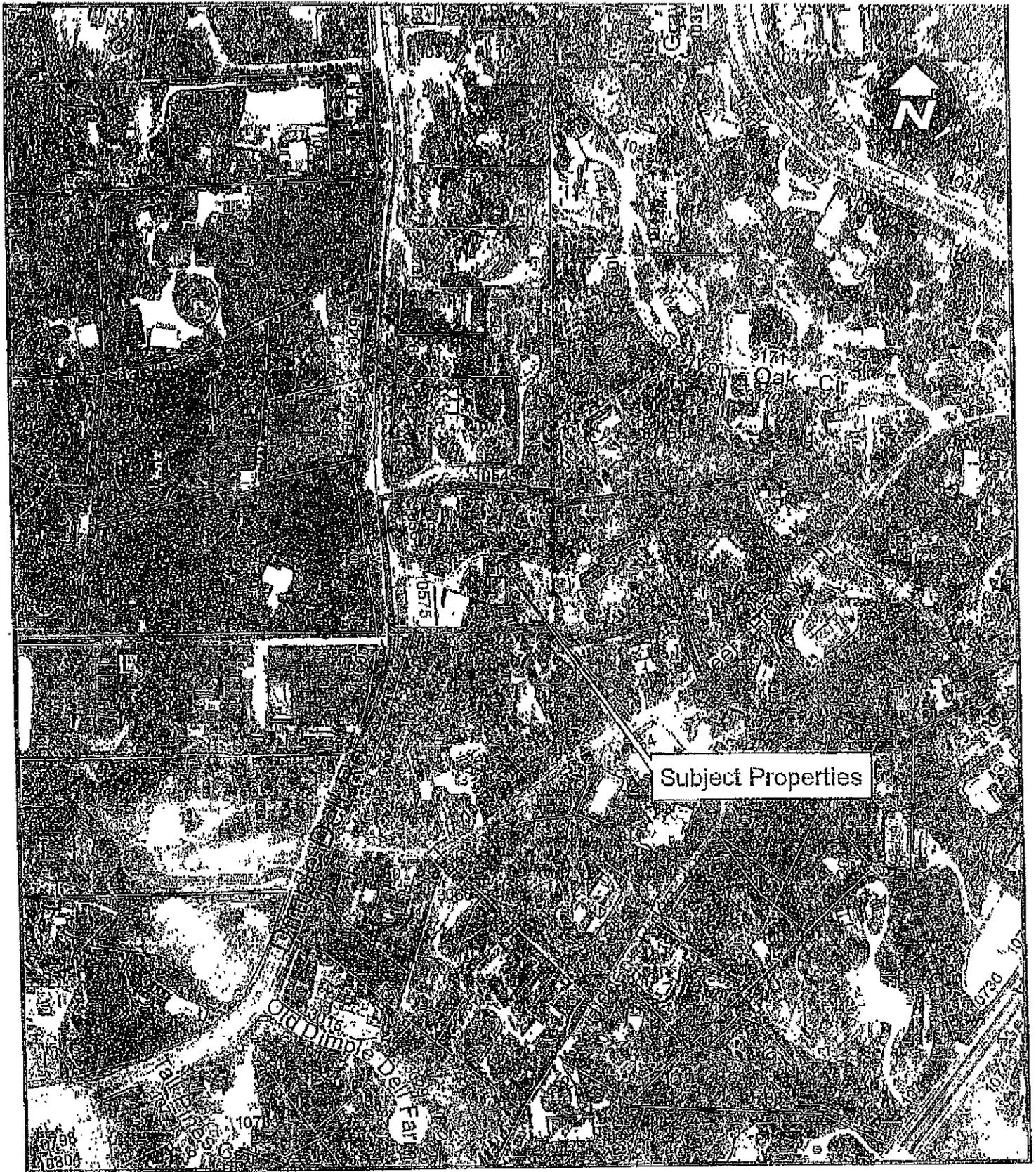
RECORDED this 19th day of September, 2012.



ALSTON ANNEXATION TO SANDY CITY

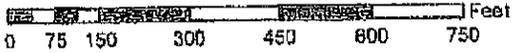
Beginning at a point on the current Sandy City boundary established by the SEVEN SPRINGS ANNEXATION TO SANDY CITY, recorded December 21, 1978 as Entry No. 3214885 in Book 78-12 of plats at Page 333 in the office of the Salt Lake County Recorder, said point also being the southwest corner of SEVEN SPRINGS subdivision according to the official plat thereof recorded February 1, 1979 as Entry No. 3231776 in Book 79-2 of plats at Page 39 in the office of the Salt Lake County Recorder and lies South $89^{\circ}02'20''$ West 28.71 feet along the section line, South 1322.81 feet and South $0^{\circ}27'40''$ West 1011.27 feet from the North Quarter Corner of Section 14, Township 3 South, Range 1 East, Salt Lake Base and Meridian (Basis of bearing for this description is South $89^{\circ}02'20''$ West along the section defined by the said North Quarter Corner and the Northwest Corner of said Section 14 as shown on the recorded plat of said SEVEN SPRINGS subdivision.); thence along the current Sandy City boundary established by said SEVEN SPRINGS ANNEXATION TO SANDY CITY, North $83^{\circ}50'00''$ East 215.00 feet to the northwest corner of the MENLOVE ANNEXATION TO SANDY CITY recorded December 17, 2009 as Entry No. 10861407 in Book 2009P of plats at Page 185 in the office of the Salt Lake County Recorder; thence along the current Sandy City boundary established by said Annexation the following two (2) courses: (1) South $19^{\circ}33'20''$ East 434.49 feet to the centerline of Deer Hollow Drive; (2) along said centerline, South $48^{\circ}12'10''$ West 21.58 feet; thence departing from the current Sandy City boundary, along the southerly boundary of that parcel of land identified by the Salt Lake County Assessor as Parcel No. 28-14-252-006 the following three (3) courses: (1) North $19^{\circ}33'20''$ West 141.14 feet; (2) South $77^{\circ}17'00''$ West 278.87 feet; (3) North $42^{\circ}47'30''$ West 39.66 feet; thence along the southerly boundary of that parcel of land identified by the Salt Lake County Assessor as Parcel No. 28-14-178-008 and beyond, West 378.90 feet, more or less, to the physical centerline of Dimple Dell Road; thence along said centerline approximated by the following three (3) courses: (1) North $1^{\circ}19'36''$ West 71.60 feet; (2) North $5^{\circ}47'25''$ West 242.41 feet; (3) North $5^{\circ}38'37''$ West 7.40 feet; thence North $83^{\circ}23'46''$ East 32.32 feet, more or less, to the southwest corner of the JESSOP ANNEXATION TO SANDY CITY, recorded February 2, 2009 as Entry No. 10612295 in Book 2009P of plats at Page 18 in the office of the Salt Lake County Recorder; thence along the current Sandy City boundary established by said Annexation the following two (2) courses: (1) North $83^{\circ}23'46''$ East 178.65 feet; (2) South $85^{\circ}06'03''$ East 200.24 feet; thence along the current Sandy City boundary established by the SEVEN SPRINGS ANNEXATION, South $0^{\circ}27'40''$ West 27.29 feet to the point of beginning.

The above described area proposed for annexation into the corporate limits of Sandy City contains approximately 5.02 acres.



Subject Properties

Alston Annexation 10575 S. Dimple Dell Road



PRODUCED BY
THE COMMUNITY DEVELOPMENT DEPARTMENT
RAY LINDENBURG, PI ANMFR

Exhibit "C"

RECEIVED
AUG 29 2012
SANDY CITY
COMMUNITY DEVELOPMENT

Date: August 28, 2012

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

My name is Rob Alsten

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

10575 DIMPLE DELL ROAD

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

I (we) would like Sandy City to consider annexing this property.

I (we) can be reached at : 801-599-8494

Thank you very much.

Rob Alsten, Trustee of the Rob and Sherie Alsten Trust

Signature

Signature

RECEIVED
SEP 06 2012
SANDY CITY
COMMUNITY DEVELOPMENT

Date: Sept 5, 2012.

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

My name is James & Lynda Holden

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

3131 E. Deer Hollow Drive, Sandy, UT 84092

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

I (we) would like Sandy City to consider annexing this property.

I (we) can be reached at : 801-897-5657

Thank you very much.

[Signature]
Signature

[Signature]
Signature