

STATE OF UTAH

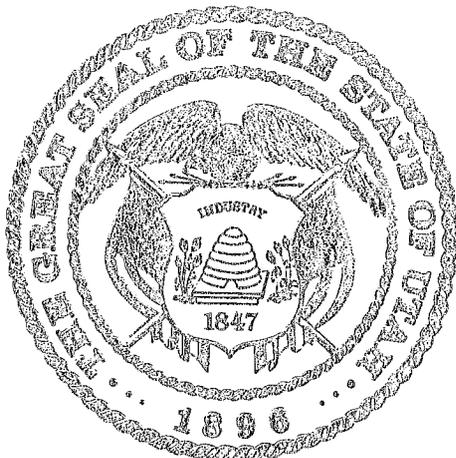


OFFICE OF THE LIEUTENANT GOVERNOR

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 CITY OF ENTERPRISE, dated October 9th, 2013, 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 CITY OF ENTERPRISE, located in Washington County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 16th day of December, 2013 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "Spencer J. Cox".

SPENCER J. COX
Lieutenant Governor



CITY OF ENTERPRISE

P.O. Box 340
Enterprise, Utah 84725
(435) 878-2221 • Fax: (435) 878-2311

Received

DEC 13 2013

Spencer J. Cox
Lieutenant Governor

Dear Lieutenant Governor:

Pursuant to § 10-2-425 Utah Code Annotated, the City of Enterprise as the Local Entity hereby gives notice to the Lieutenant Governor of its intent to annex into the City of Enterprise approximately 98.5 acres of unincorporated land located in Washington County.

I, S. Lee Bracken, Mayor of the City of Enterprise, hereby certify that the City of Enterprise complied with all the requirements applicable to the annexation of this property.

Dated this 27th day of November, 2013

City of Enterprise

S. Lee Bracken
Mayor

ATTEST:

Wendy L. Paine
City Recorder



Enclosures: Approved Final Local Entity Plat
Annexation Ordinance

CITY OF ENTERPRISE

ORDINANCE #2013-05

**AN ORDINANCE ADOPTING THE ANNEXATION OF CERTAIN PROPERTY
KNOWN AS THE ANDERSON ADDITION INTO THE MUNICIPAL BOUNDARIES OF
THE CITY OF ENTERPRISE**

WHEREAS, certain owners of real property contiguous with the City of Enterprise (“City”) has filed a petition for annexation of their property into the municipal boundaries of the City (“Annexation Petition”), and

WHEREAS, said property owners have designated that their requested annexation, if granted, officially be known as the “Anderson Addition”, and

WHEREAS, at a public meeting held August 14, 2013, the Enterprise City Council (“City Council”) approved the acceptance of the Annexation Petition, and

WHEREAS, on or about September 5, 2013, the Enterprise City Recorder certified the Annexation Petition and sent notice of said certification to all affected entities and published said notice in the Spectrum Newspaper pursuant to Utah Code Ann. § 10-2-406.

WHEREAS, no affected entity has filed a protest to the Anderson Addition Annexation Petition.

WHEREAS, after careful consideration and discussion at a public meeting held on the 9th day of October, 2013, the City Council has found that the proposed Anderson Addition is in the best interests of the health, safety and general welfare of the City and that said annexation would further promote meaningful growth and development of real property which previously had been located outside of the City’s municipal boundaries.

**NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND ENTERPRISE
CITY COUNCIL AS FOLLOWS:**

1. Annexation. Subject to the conditions set forth below, the area described herein as the Anderson Addition is hereby annexed to the City of Enterprise and the Mayor/City Recorder is hereby instructed to execute and file with the Office of the Lieutenant Governor for the State of Utah, Amended Articles of Incorporation reflecting this addition to the City’s municipal boundaries.

2. Zoning. The Official Zoning Map of the City of Enterprise is hereby amended to include the area comprising the Anderson Addition and to designate said property as Residential Agricultural (R-A) for the purposes of future land use and development.

3. Legal Description of Annexed Area. The property comprising the Anderson Addition is located in Washington County, State of Utah and is more particularly described as:

Beginning at the West Quarter Corner of Section 11, Township 37 South, Range 17 West, Salt Lake Base & Meridian, and running;

thence North 89°17'30" East 1,836.47 feet along the center section line;
thence South 34°08'33" West 948.79 feet;
thence South 39°29'19" West 135.37 feet;
thence South 46°13'46" West 310.23 feet;
thence South 47°10'32" West 199.67 feet;
thence South 52°09'44" West 155.26 feet to the 1/16th line;
thence South 89°26'18" West 59.67 feet along said 1/16th line to the southwest corner of the northwest quarter of the southwest quarter of said section 11;;
thence South 00°33'41" East 49.50 feet;
thence South 59°32'23" West 764.31 feet to the 1/16th line;
thence South 00°13'03" East 49.31 feet along said 1/16th line to the northerly line of the Area 1 Addition;
thence South 85°15'32" West 1,337.35 feet along said northerly line of the Area 1 Addition to the easterly line of the Winsor Addition;
thence northerly the following (3) courses along the easterly line of said Winsor Addition;
thence North 00°19'28" West 1,648.72 feet;
thence North 89°40'32" East 165.00 feet;
thence North 29°25'32" East 317.86 feet to the center section line;
thence South 89°04'05" East 1,014.26 feet along said center section line to the Point of Beginning.

Less that area previously annexed by the Foremaster Addition, Simkins Addition and the Simkins Addition 2.

Containing 4,290,851 square feet or 98.50 acres.

4. Condition of Approval. The effectiveness and enforceability of this ordinance is expressly conditioned upon Lori Anderson Trust, Short Leash, LLC, and James Lee and Kathryn F. Simkins, ("Property Owners"), entering into a development agreement ("Development Agreement") between themselves and the City containing terms and covenants acceptable to the City. The Development Agreement shall contain specific covenants which bind Property Owners, and their successor and assigns to pay for and construct infrastructure and utilities necessary to service the Anderson Addition area as it is developed. The Development Agreement shall be formatted and executed in such a way that would allow it to be recorded by the City at its discretion.

5. Effective Date. This ordinance shall take effect immediately upon the recording the Development Agreement in the Office of the Recorder of Washington County, State of Utah.

PASSED AND ADOPTED this 9th day of October, 2013.

CITY OF ENTERPRISE

Attest:



Lee Bracken
Lee Bracken, Mayor

Wendy L. Paine
Wendy Paine, Recorder

ROLL CALL VOTE:

MAYOR _____ yes _____ no _____

CITY COUNCIL MEMBERS:

Shalyn Nelson	yes	<u>X</u>	no	_____
Ron Lehm	yes	<u>X</u>	no	_____
Jared Bollinger	yes	_____	no	_____
Darcy Holt	yes	<u>X</u>	no	_____
CR Thelin	yes	<u>X</u>	no	_____

Yes votes 4 No votes 0 Abstentions 0

Absent: Jared Bollinger

