

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
CITY OF SOUTH JORDAN, dated September 3rd, 2013 in substantial compliance 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 SOUTH JORDAN,
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 8th day of
October, 2013 at Salt Lake City, Utah.

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

GREG BELL
Lieutenant Governor

Scott L. Osborne, *Mayor*
Mark Seethaler, *Council Member*
Chuck Newton, *Council Member*
Brian Butters, *Council Member*
Steve Barnes, *Council Member*
Larry Short, *Council Member*
John H. Geilmann, *City Manager*



PH: 801.254.3742 EMAIL: info@sjc.utah.gov FAX: 801.254.3393

October 3, 2013

Lieutenant Governor Gregory S. Bell
State of Utah
Utah State Capitol Complex
Suite 220
P.O. Box 142325
Salt Lake City, Utah 84114-2325

RE: Request for Annexation Certification in Accordance with Utah Code Ann. §10-2-425 (1)(a)

Dear Lieutenant Governor Bell:

In accordance with Utah Code Ann. §10-2-425 (1)(a), The City of South Jordan respectfully requests that your office review our application for annexation of an island without a petition, as prescribed in Utah Code Ann. §10-2-418. The City presents the following materials with this letter for your review:

- A copy of the City of South Jordan Resolution R2013-44, declaring the City's intent to annex parcels 26-12-400-006-0000 and 26-21-253-001-0000 comprising 98.4 acres, passed unanimously by the South Jordan City Council on August 6, 2013, fulfilling the requirements found in Utah Code Ann. §10-2-418(2)(a)(i).
- A copy of the notice of public hearing published for three consecutive weeks in a newspaper of general circulation and on the Utah Public Notice website for three weeks, fulfilling the notice requirements found in Utah Code Ann. §10-2-418(2)(a)(ii)(A) and §10-2-418(2)(a)(B).
- A copy of City of South Jordan Ordinance No. 2013-14 passed on September 3, 2013 by a unanimous vote of the South Jordan City Council at the conclusion of the required public hearing during which no written or verbal protests were received, thus fulfilling the requirements found in Utah Code Ann. §10-2-418(3)(a).
- A copy of the plat prepared by the City of South Jordan Engineering Department in accordance with the requirements in Utah Code Ann. §67-1a-6.5.

Should your office have questions about this annexation, please direct inquiries to my attention.

Sincerely,

A handwritten signature in black ink, appearing to read "Chip Dawson", written over a white background.

Chip Dawson
Intergovernmental Affairs

RESOLUTION R2013-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, DECLARING ITS INTENT TO ANNEX TWO UNINCORPORATED ISLANDS TO THE CITY OF SOUTH JORDAN, SETTING A PUBLIC HEARING TO CONSIDER SUCH ANNEXATION, AND DIRECTING PUBLICATION OF A NOTICE FOR THE HEARING.

WHEREAS, municipalities in Utah are permitted to annex unincorporated islands of land where the area has fewer than 800 residents and the municipality has provided municipal-type services for a year prior as defined by Utah Code §10-2-418(1)(a)(ii)(A); and

WHEREAS, the City Council finds it is in the City's best interest to annex two contiguous unincorporated islands of land of totaling approximately 98.4 acres; and

WHEREAS, the City of South Jordan has provided public safety services to the contiguous unincorporated island areas to be annexed for over one year prior to this resolution; and

WHEREAS, Utah Code §10-2-418(2)(a)(i) requires that the City Council adopt a resolution declaring the City's intent to annex contiguous unincorporated islands without a petition; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SOUTH JORDAN CITY, STATE OF UTAH AS FOLLOWS:

Section 1. Declaration of Intent to Annex. The City Council declares its intent to annex two contiguous unincorporated island parcels of land from as shown generally on the map attached as Exhibit "A", commonly referred to as parcel numbers 26-12-400-006-0000 (97.18 acres) and 26-12-253-001-0000 (1.22 acres), and more specifically described in Appendix "B".

Section 2. Public Hearing to Be Held. The City Council will conduct a public hearing to discuss and consider adoption of an ordinance which would annex the previously described parcels of land on Tuesday, September 3, 2013 at 6:00 p.m. at South Jordan City Hall located at 1600 W. Towne Center Drive, South Jordan, Utah 84095.

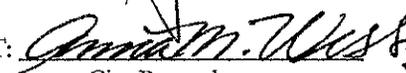
Section 3. Public Notice of Hearing. The City Recorder is directed to publish and send notice of the public hearing in accordance with Utah Code 10-2-418(2)(a)(ii).

Section 4. Effective Date. This resolution shall be effective immediately upon passage.

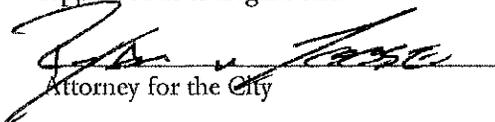
APPROVED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, STATE OF UTAH, ON THIS 6th DAY OF August, 2013, BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Mark Seethaler	<input checked="" type="checkbox"/>	___	___	___
Chuck Newton	<input checked="" type="checkbox"/>	___	___	___
Brian C. Butters	<input checked="" type="checkbox"/>	___	___	___
Steve Barnes	<input checked="" type="checkbox"/>	___	___	___
Larry Short	<input checked="" type="checkbox"/>	___	___	___

Mayor: 
 Scott L. Osborne

ATTEST: 
 City Recorder

Approved as to Legal Form:


 Attorney for the City



Appendix "B"

PARCEL # 26-12-400-006-0000

BEG 35.50 FT N & 990 FT W FR SE COR SEC. 12, T 3S, R 2W, SL MER, N 2604.50 FT M OR L; W 1650 FT M OR L; S 2604.50 FT M OR L; E 1650 F M OR L TO BEG.

97.18 AC M OR L *Dated 07/15/2013*

PARCEL # 26-12-253-001-0000

COM AT SW COR OF NE ¼ SEC 12, T 3S, R 2W, SL MER, S 89° 53' 55" E 50 FT; N 0° 31' 20" E 1079.56 FT; S 56° 58' W 60 FT; S 0° 31' 20" W 1046.76 FT TO BEG

1.22 AC *Dated 07/15/2013*

ORDINANCE NO. 2013-14

AN ORDINANCE ANNEXING PARCEL NUMBER 26-12-400-006-0000 AND PARCEL NUMBER 26-21-253-001-0000, IN SALT LAKE COUNTY, COMPRISING 98.4 ACRES INTO THE CITY OF SOUTH JORDAN; ESTABLISHING ZONING FOR THE ANNEXED PROPERTIES; AND ALSO PROVIDING SEVERANCE AND EFFECTIVE DATE FOR THE ANNEXATION

WHEREAS, Utah Code 10-2-418 authorizes the City to annex contiguous unincorporated islands without a petition if it satisfies certain statutory requirements; and

WHEREAS, The City of South Jordan has complied with all statutory requirements, in that: (1) the areas proposed to be annexed, described generally in Exhibit "A", commonly referred to as parcel numbers 26-12-400-006-0000 and 26-12-253-001-0000, and more specifically described in Exhibit "B" and comprising approximately 97.18 square acres and 1.22 square acres respectively ("Area"), are contiguous areas and are contiguous to the City; (2) the areas consists of portions of unincorporated Salt Lake County island or peninsula within the City of South Jordan; (3) the islands or peninsulas, a portion of which is being annexed, has fewer than 800 resident; (4) the majority of the islands or peninsulas consist of residential or commercial development; (5) the Area requires the delivery of municipal-type services; and (6) the City of South Jordan has provide one or more municipal-type services to the islands or peninsula and to the Area for more than one year; and

WHEREAS, on August 6, 2013 the South Jordan City Council adopted Resolution R2013-44, attached hereto as Exhibit "C", describing the Area to be annexed and indicating the City's intent to annex this Area; and

WHEREAS, the City published notice to hold a public hearing on the proposed annexation of the Area. The notice was published on the Utah Public Notice website. The notice was published at least once a week for three consecutive weeks in a newspaper of general circulation within the City of South Jordan and the area proposed for annexation. In addition, the City sent notice to the Salt Lake County legislative body, and the board of each special district whose boundaries contain some or all of the area to be annexed. The notice, a copy of which is attached hereto as Exhibit "D", complied with all statutory notice requirements; and

WHEREAS; on September 3, 2013 the City Council held a public hearing on the proposed annexation. Prior to the public hearing the City Recorder did not receive any written protests to the annexation at or before the hearing by the owners of private real property that is located within the area proposed for annexation; and covers a majority of the total private land area within the entire area proposed for annexation; and is equal in value to at least one half the value of all private real property within the entire area proposed for annexation. Only those property owners living within the area proposed for annexation have standing to protest the proposed annexation as per 10-2-418(2)(b)(iv). As such, the City may adopt an ordinance annexing the Area; and

WHEREAS, the annexation of the Area is completed and takes effect on the date of the Lieutenant Governor' 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 OF SOUTH JORDAN CITY, UTAH AS FOLLOWS:

SECTION 1. Annexation. The Area shown on the plat to be filed in the office of the South

Jordan City Recorder is hereby annexed into the City of South Jordan.

SECTION 2. Public Interest. The City Council hereby determines that annexing the entire island or peninsulas is in the City's best interest.

SECTION 3. Zone. The City will zone the Area as Open Space – Park (OS-P), as described in Future Land Use Map as adopted in the General Plan adopted on June 1, 2013 by Resolution R2010-17.

SECTION 4. Annexation Date. The City confirms that, pursuant to §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.

SECTION 5. Severability. Declare that all parts of this Ordinance are severable and that if the annexation of the Area shall, for any reason, be held invalid or unenforceable, this shall not affect the validity of any associated or subsequent annexation.

SECTION 6. Effective Date. Affirm that this Ordinance shall become effective upon publication as provided by law.

PASSED AND ADOPTED BY THE CITY COUNCIL OF SOUTH JORDAN CITY, STATE OF UTAH, ON THIS 3RD DAY OF September, 2013 BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Mark Seethaler	<u>X</u>	___	___	___
Chuck Newton	<u>X</u>	___	___	___
Brian C. Butters	<u>X</u>	___	___	___
Steve Barnes	<u>X</u>	___	___	___
Larry Short	<u>X</u>	___	___	___

Mayor:

Scott L. Osborne
Scott L. Osborne

ATTEST:

Anna M. Weiss
City Recorder



Approved as to form and Substance

[Signature]
Office of the City Attorney

Appendix 'A'

Old Bingham
Hwy - 9600'S

26122530010000

West
Jordan

South
Jordan

Rosewood Dr - 9710'S

Rosewood Dr - 9700'S

Woodridge Dr - 9790'S

Andy Learer - 500'W

Alison's - 100'W

Shari Miller - 50'W

Rosewood Cir - 4556'W

Sarah Wood - 4855'W

Woodridge Dr - 9790'S

Woodridge Dr - 9790'S

26124000060000

10200'S

Energy Creek

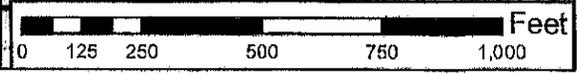


Exhibit "B"

PARCEL # 26-12-400-006-0000

BEG 35.50 FT N & 990 FT W FR SE COR SEC. 12, T 3S, R 2W, SL MER, N 2604.50 FT M
OR L; W 1650 FT M OR L; S 2604.50 FT M OR L; E 1650 F M OR L TO BEG.

97.18 AC M OR L *Dated 07/15/2013*

PARCEL # 26-12-253-001-0000

COM AT SW COR OF NE ¼ SEC 12, T 3S, R 2W, SL MER, S 89° 53' 55" E 50 FT; N 0° 31'
20" E 1079.56 FT; S 56° 58' W 60 FT; S 0° 31' 20" W 1046.76 FT TO BEG

1.22 AC *Dated 07/15/2013*

EXHIBIT "C"

RESOLUTION R2013-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, DECLARING ITS INTENT TO ANNEX TWO UNINCORPORATED ISLANDS TO THE CITY OF SOUTH JORDAN, SETTING A PUBLIC HEARING TO CONSIDER SUCH ANNEXATION, AND DIRECTING PUBLICATION OF A NOTICE FOR THE HEARING.

WHEREAS, municipalities in Utah are permitted to annex unincorporated islands of land where the area has fewer than 800 residents and the municipality has provided municipal-type services for a year prior as defined by Utah Code §10-2-418(1)(a)(ii)(A); and

WHEREAS, the City Council finds it is in the City's best interest to annex two contiguous unincorporated islands of land of totaling approximately 98.4 acres; and

WHEREAS, the City of South Jordan has provided public safety services to the contiguous unincorporated island areas to be annexed for over one year prior to this resolution; and

WHEREAS, Utah Code §10-2-418(2)(a)(i) requires that the City Council adopt a resolution declaring the City's intent to annex contiguous unincorporated islands without a petition; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SOUTH JORDAN CITY, STATE OF UTAH AS FOLLOWS:

Section 1. Declaration of Intent to Annex. The City Council declares its intent to annex two contiguous unincorporated island parcels of land from as shown generally on the map attached as Exhibit "A", commonly referred to as parcel numbers 26-12-400-006-0000 (97.18 acres) and 26-12-253-001-0000 (1.22 acres), and more specifically described in Appendix "B".

Section 2. Public Hearing to Be Held. The City Council will conduct a public hearing to discuss and consider adoption of an ordinance which would annex the previously described parcels of land on Tuesday, September 3, 2013 at 6:00 p.m. at South Jordan City Hall located at 1600 W. Towne Center Drive, South Jordan, Utah 84095.

Section 3. Public Notice of Hearing. The City Recorder is directed to publish and send notice of the public hearing in accordance with Utah Code 10-2-418(2)(a)(ii).

Section 4. Effective Date. This resolution shall be effective immediately upon passage.

APPROVED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, STATE OF UTAH, ON THIS 6th DAY OF August, 2013, BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Mark Seethaler	X	---	---	---
Chuck Newton	X	---	---	---
Brian C. Butters	X	---	---	---
Steve Barnes	X	---	---	---
Larry Short	X	---	---	---

Mayor: Scott L. Osborne

ATTEST: [Signature] City Recorder

Approved as to Legal Form: [Signature] Attorney for the City



Exhibit "D"

The Salt Lake Tribune
www.sltrib.com

MEDIA One
A MULTIMEDIA ADVERTISING COMPANY
www.sltrib.com

Deseret News
www.deseretnews.com

Remit to: P.O. Box 704005
West Valley City, UT 84170

Order Confirmation for Ad #0000898681-01

Client	SOUTH JORDAN CITY	Payor Customer	SOUTH JORDAN CITY
Client Phone	801-254-3742	Payor Phone	801-254-3742
Account#	9001350317	Payor Account	9001350317
Address	1600 TOWN CENTER DR SOUTH JORDAN UT 84095-8697 USA	Payor Address	1600 TOWN CENTER DR SOUTH JORDAN UT 84095-8697
Fax		Ordered By	Acct. Exec
EMail	scafter@sjc.utah.gov	Anna	kstowe

Total Amount	\$418.28			
Payment Amt	\$0.00			
Amount Due	\$418.28	Tear Sheets	Proofs	Affidavits
		1	0	1
Payment Method		PO Number	Annexation PH 9/3	
Confirmation Notes:				
Text:	Anna			

Ad Content Proof Actual Size

Annexation Public Notice for Public Hearing

NOTICE IS HEREBY GIVEN that the South Jordan City Council adopted a resolution on August 6, 2013 (recalling its intent to annex two contiguous, unincorporated, lands, commonly referred to as parcel numbers 26-12-400-004-0000 (97.14 acres) and 26-12-253-001-0000 (1.22 acres), in to South Jordan City. A public hearing will be held on the proposed annexation on **Tuesday, September 3, 2013 at 6:00 PM** in the City Council Chambers at South Jordan City Hall located at 1600 W. Towne Center Drive, South Jordan, Utah.

Legal Description: PARCEL # 26-12-400-004-0000 BEG 35.50 FT N & 990 FT W FR SE COR SEC. 12, T 35, R 2W, SL MER, N 2604.50 FT M OR L, W 1650 FT M OR L, S 2604.50 FT M OR L, E 1650 FT M OR L TO BEG. 97.14 AC M OR L Dated 07/15/2013. PARCEL # 26-12-253-001-0000 COM AT SW COR OF NE 1/4 SEC 12, T 35, R 2W, SL MER, S 890.53' 33" E 50 FT N QD 31' 20" E 1079.56 FT, S 560.58' W 60 FT, S 00 31' 20" W 1046.76 FT TO BEG 1.22 AC Dated 07/15/2013

The City Council will annex the area unless written protests to the annexation are presented at the public hearing, or are filed by 5:00 p.m. on the day of the hearing with the South Jordan City Recorder at South Jordan City Hall, Second Floor, 1600 W. Towne Center Drive, South Jordan, Utah, by owners of private real property, which is:
(A) located within the area to be annexed;
(B) covers a majority of the total private land area within the entire area proposed for annexation; and
(C) is equal in value to or less than 1/2 the value of all private real property within the entire area proposed for annexation.

The areas under consideration for annexation are comprised of two contiguous, unincorporated, lands totaling 98.4 acres. Any questions you may have regarding this annexation may be directed to Dan Tinney, Director of Parks and Recreation, at (801) 254-3742 or dtinney@sjc.utah.gov. (U)A(PL) 898681

Ad Type	Ad Size	Color
Legal Liner	2.0 X 41 LI	<NONE>

<u>Product</u>	<u>Placement</u>	<u>Position</u>
Salt Lake Tribune::	Legal Liner Notice - 0998	Public Meeting/Hear-ing Notices
Scheduled Date(s):	8/11/2013, 8/18/2013, 8/25/2013	
<u>Product</u>	<u>Placement</u>	<u>Position</u>
Deseret News::	Legal Liner Notice - 0998	Public Meeting/Hear-ing Notices
Scheduled Date(s):	8/11/2013, 8/18/2013, 8/25/2013	
<u>Product</u>	<u>Placement</u>	<u>Position</u>
sltrib.com::	Legal Liner Notice - 0998	Public Meeting/Hear-ing Notices
Scheduled Date(s):	8/11/2013, 8/18/2013, 8/25/2013	
<u>Product</u>	<u>Placement</u>	<u>Position</u>
utahlegals.com::	utahlegals.com	utahlegals.com
Scheduled Date(s):	8/11/2013, 8/18/2013, 8/25/2013	

