

STATE OF UTAH

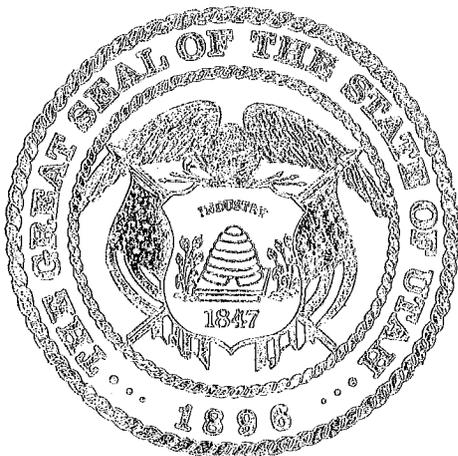


OFFICE OF THE LIEUTENANT GOVERNOR

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 SANDY CITY, dated October 28th, 2014, 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 November, 2014 at Salt Lake City, Utah.

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

SPENCER J. COX
Lieutenant Governor



November 10, 2014

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

Re: Hooser Annexation

Dear Lieutenant Governor Cox:

The legislative body of Sandy City is filing the following documents with the lieutenant governor for the Evans 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.

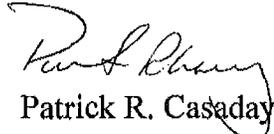
As per instructions from your office, the local entity plats have been reduced in size to a standard letter size and we have also attached copies of the ordinances annexing the Evans area.

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 certificate, please notify us as soon as possible.

Thank you very much.

Sincerely

A handwritten signature in cursive script, appearing to read "Patrick R. Casaday".

Patrick R. Casaday
Sandy City Attorney's Office

Enclosures

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

HOOSER ANNEXATION
ORDINANCE # 14-33

AN ORDINANCE ANNEXING TERRITORY LOCATED AT APPROXIMATELY 1638 EAST 10600 SOUTH IN SALT LAKE COUNTY, COMPRISING APPROXIMATELY 5.02 ACRES INTO SANDY CITY; ESTABLISHING ZONING FOR THE ANNEXED PROPERTIES; 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 areas proposed to be annexed, located at approximately 1638 East 10600 South in Salt Lake County and comprising about 5.02 acres ("Areas"), are contiguous areas and are contiguous to the City; (2) the Areas consists of a portion of one or more unincorporated Salt Lake County islands within or unincorporated peninsulas contiguous to the City, which have fewer than 800 residents; (3) for an annexation of one or more unincorporated islands, the entire island or unincorporated area, of which a portion is being annexed, has fewer than 800 residents; (4) the majority of the islands or peninsulas consists of residential or commercial development; (5) the Areas require the delivery of municipal-type services; and (6) the City has provided one or more municipal-type services to the islands or peninsulas and to the Areas for more than one year.
3. On or about September 9, 2014, the City adopted Resolution 14-52 C, attached hereto as Exhibit "A", describing the Area and indicating the City's intent to annex the Areas. 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 Areas. 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 Areas, and the City sent written notice to the board of each special district whose boundaries contain some or all of the Areas, 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 or about October 21, 2014, the City Council held a public hearing on the proposed annexation of the Areas. 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 Areas consented in writing to the annexation. Such consent is attached hereto as Exhibit "C". As such, the City may adopt an ordinance annexing the Areas without allowing or considering protests, and the Areas are 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.

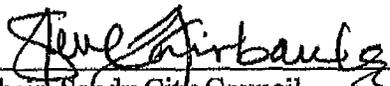
6. The annexation of the Areas is completed and takes effect on the date of the lieutenant governor's issuance of a certificate of annexation as per Section 10-2-425(4), Utah Code Annotated.

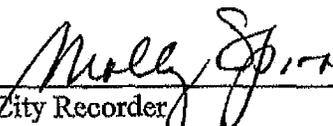
NOW, THEREFORE, BE IT ORDAINED by the City Council that it does hereby :

1. Adopt an ordinance annexing the Areas 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 Areas to an R-1-10, R-1-20A and R-1-40A, as per the map attached hereto as Exhibit "D".
4. Confirm that, pursuant to Section 10-2-425(4), Utah Code Annotated, this annexation of the Areas is conclusively presumed and 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 Areas 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 28 day of October 2014.

ATTEST:


Chair, Sandy City Council


City Recorder




Mayor, Sandy City

PRESENTED to the Mayor of Sandy City this 29th day of Oct. 2014.

APPROVED by the Mayor of Sandy City this 29th day of October 2014.

Notice of Impending Boundary Action with Approved Final Local Entity Plan

October 28, 2014

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

Dear Lieutenant Governor Cox:

Annexations in Sandy City are approved by the City Council - the City's legislative body. On or about October 28, 2014, the City Council adopted an ordinance approving the following annexation:

Hooser Annexation to Sandy City

As 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,


Chair, Sandy City Council

HOOSEY ANNEXATION

RESOLUTION # 14-52 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 1638 East 10600 South, in Salt Lake County, Utah, and more specifically described in the legal description attached hereto as Appendix "A".

2. The City is authorized to annex the area without a petition pursuant to 10-2-418 Utah Code Annotated.

3. 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:

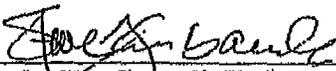
1. Indicate the City Council's intent to annex the area described in Appendix "A."

2. Determine that not annexing the entire unincorporated island or unincorporated peninsula is in the City's best interest;

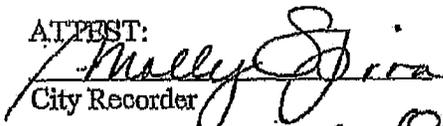
3. Set a public hearing for October 21, 2014, at 7:05 p.m. to consider the annexation.

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 9th day of September, 2014.


Sandy City Council Chair

ATTEST:


City Recorder

RECORDED this 22nd October day of September, 2014.



Exhibit "B"

To: Media One

From: Molly Spira - 568-7136 Account #9001361894

Please publish in the Tribune September 23, September 30, and October 7, 2014

**SANDY CITY PUBLIC NOTICE
INTENT TO ANNEX - HOOSER ANNEXATION**

NOTICE IS HEREBY GIVEN that the Sandy City Council has adopted a resolution indicating its intent to annex an unincorporated area, located at approximately 1638 East 10600 South in Salt Lake County, into the Municipality of Sandy City. On October 21, 2014, at 7:05 p.m., in the City Council Chambers, Sandy City Hall, 10000 Centennial Parkway, Sandy, Utah, the Sandy City Council will hold a public hearing on the proposed annexation.

Legal Description: Beginning at an angle point in the current Sandy City boundary which lies South 89°57'40" East 1760.00 feet along the quarter section line and South 47°06'00" East 535.40 feet from the West Quarter Corner of Section 16, Township 3 South, Range 1 East, Salt Lake Base and Meridian; thence along the current Sandy City boundary the following six (6) courses:

(1) South 47°06'00" East 96.12 feet, more or less; (2) South 80°02'14" East 402.16 feet, more or less; (3) South 0°27'40" West 366.29 feet, more or less; (4) West 532.65 feet, more or less; (5) North 0°25' East 312.79 feet, more or less; (6) North 19°31' East 200 feet to the POINT OF BEGINNING.

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 such hearing, with the Sandy City Recorder, Suite 311, Sandy City Hall, 10000 Centennial Parkway, Sandy Utah, by the owners of private real property that:

- (A) is located within the area proposed for annexation;
- (B) covers a majority of the total private land area within the entire area proposed for annexation; and
- (C) is equal in value to at least ½ the value of all private real property within the entire area proposed for annexation.

The area under consideration for annexation comprises approximately 5.02 acres. It is being proposed to annex these properties to the City with the R-1-40A Zone (single family residential on 40,000 square foot lots with animal rights), R-1-20A Zone (single family residential on 20,000 square foot lots with animal rights) and the R-1-10 Zone (single family residential on 10,000 square foot lots). Any questions you may have regarding this annexation, may be directed to James Sorensen in the Community Development Department - 568-7270, jsorensen@sandy.utah.gov

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Posted September 12, 2014 Sandy City Hall
Sandy Parks & Recreation
Sandy Library
Sandy City Website (<http://www.sandy.utah.gov>)
Utah Public Notice Website (<http://pmn.utah.gov>)

Published September 23, 2014 Salt Lake Tribune
September 30, 2014
October 7, 2014

Consent

Exhibit "C"

RECEIVED

AUG 12 2014

SANDY CITY
COMMUNITY DEVELOPMENT

Date: 8-12-14

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

My name is Dan Hooser

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

1638 E 10600 S. Sandy

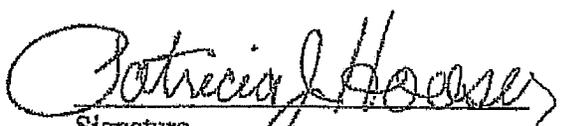
This property is part of an island or peninsula and is contiguous to Sandy City.

I (we) CONSENT to have Sandy City annex this property.

I (we) can be reached at: 801-557-2022

Thank you very much.


Signature


Signature