

STATE OF UTAH

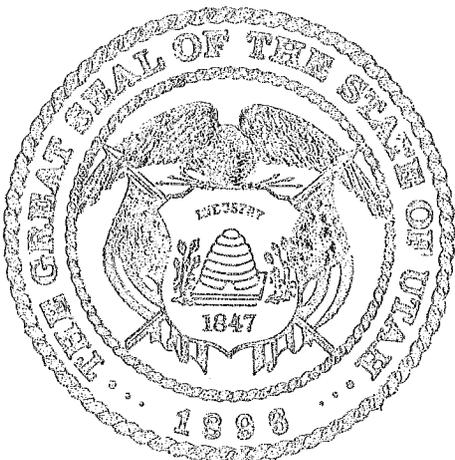


OFFICE OF THE LIEUTENANT GOVERNOR

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 March 11th, 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 April, 2014 at Salt Lake City, Utah.

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

SPENCER J. COX
Lieutenant Governor



April 3, 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: Nikkhah Annexation

Dear Lieutenant Governor Cox:

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

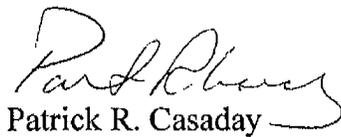
As per instructions from your office, the local entity plats have been reduced in size to a standard letter size and we have also attached copies of the ordinances annexing the Nikkhah area.

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 - Nikkhah Annexation
2. Approved Final Local Entity Plat - Nikkhah Annexation
3. Nikkhah Annexation Ordinance

Notice of Impending Boundary Action with Approved Final Local Entity Plan

March 31, 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 March 11, 2014, the City Council adopted an ordinance approving the following annexation:

Nikkhah 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

NIKKHAH ANNEXATION
ORDINANCE # 14-04

AN ORDINANCE ANNEXING TERRITORY LOCATED AT APPROXIMATELY 2105 E. DIMPLE DELL ROAD IN SALT LAKE COUNTY, COMPRISING APPROXIMATELY 10.18 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 2105 E. Dimple Dell Road in Salt Lake County and comprise about 10.18 acres ("Area"), are contiguous areas and are 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 January 28, 2014, the City adopted Resolution 04-14 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 March 4, 2014, 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.

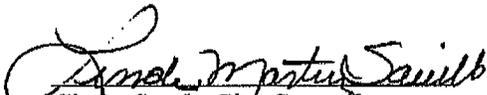
6. The annexation of the Area is completed and takes effect on the date of the lieutenant governor's issuance of a certificate of annexation as per Section 10-2-425(4), Utah Code Annotated.

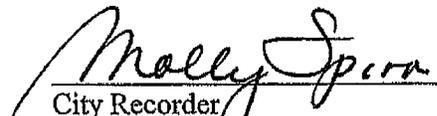
NOW, THEREFORE, BE IT ORDAINED by the City Council that it does hereby :

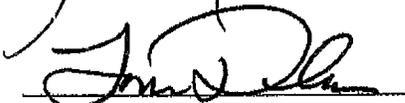
1. Adopt an ordinance annexing the Area as shown on the plat filed in the office of the Sandy City Recorder.
2. Determine that not annexing the entire island or peninsula is in the City's best interest.
3. Zone the Area to an R-1-20A..
4. Confirm that, pursuant to Section 10-2-425(4), Utah Code Annotated, 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 11 day of March 2014.

ATTEST:


Chair, Sandy City Council


City Recorder


Mayor, Sandy City

PRESENTED to the Mayor of Sandy City this 12th day of March 2014.

APPROVED by the Mayor of Sandy City this 12th day of March 2014.

NIKKHAH ANNEXATION

RESOLUTION # 04-14 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 10.18 acres, located at approximately 2105 East Dimple Dell Road, in 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 March 4, 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 28 day of January, 2014.

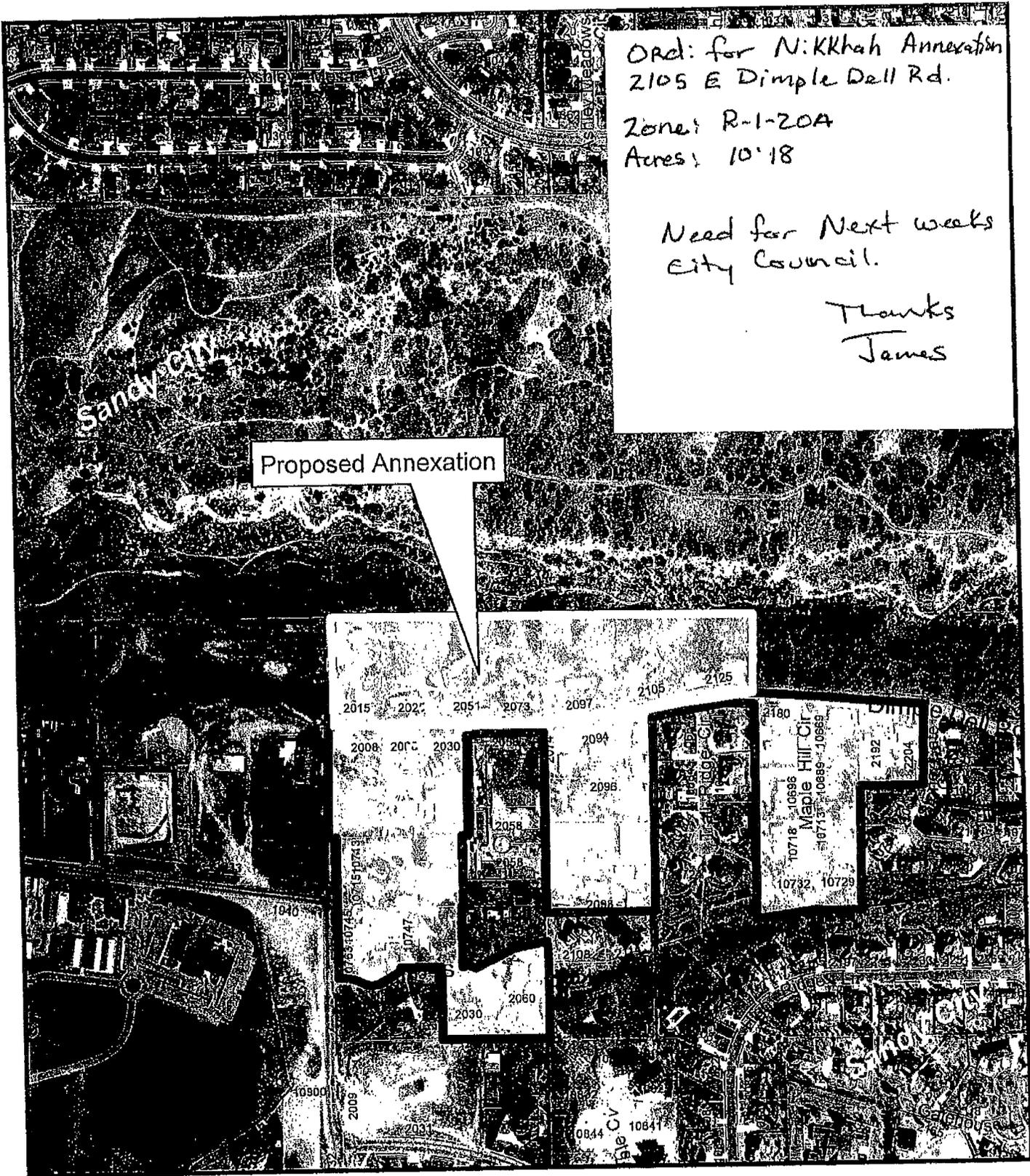

Sandy City Council Chair

ATTEST:

Molly Spur
City Recorder



RECORDED this *29th* day of *January*, 2014.



Ord: for N:Kkhah Annexation
2105 E Dimple Dell Rd.
Zone: R-1-20A
Acres: 10.18

Need for Next weeks
City Council.

Thanks
James

Proposed Annexation



Nikkhah Annexation 2105 East Dimple Dell Road



PRODUCED BY
THE COMMUNITY DEVELOPMENT DEPARTMENT
RAY LINDENBURG, PLANNER

To: Media One
From: Molly Spira - 568-7136 Account #9001361894

Please publish in the Tribune February 11, 2014, February 18, 2014, February 25, 2014.

**SANDY CITY PUBLIC NOTICE
INTENT TO ANNEX - NIKKHAH 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 2105 East Dimple Dell Road, Salt Lake County into the Municipality of Sandy City. On March 4, 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 the West Quarter Corner of Section 15, Township 3 South, Range 1 East, Salt Lake Base and Meridian, said point being on the current Sandy City boundary as established by the DIMPLE DELL ANNEXATION TO SANDY CITY AMENDED, recorded July 18, 2005 as Entry No. 9435231 in Book 2005P of plats at Page 211 in the office of the Salt Lake County Recorder (Basis of bearing for this description is South 0°16'30" East along the westerly line of said Section 15 defined by Salt Lake County monuments at the West Quarter Corner and Southwest Corner of said Section 15.); thence along the current Sandy City boundary as established by said annexation the following two (2) courses: (Note: the bearings of said annexation have been rotated 0°01'58" clockwise to coincide with the bearing base of this description) (1) South 89°49'15" East (record = South 89°51'13" East) along the quarter section line, 1344.20 feet; (2) South 0°14'40" East (record = South 0°16'38" East) 254.18 feet; thence South 33°44'33" West 39.40 feet, more or less, to the southerly line of Dimple Dell Road as established by THE RIDGE NO. 2 subdivision recorded January 31, 1994 as Entry No. 5726199 in Book 94-1 of plats at Page 27 in the office of the Salt Lake County Recorder and the current Sandy City boundary as established by THE RIDGE ANNEXATION to Sandy City recorded April 15, 1991 as Entry No. 5051336 in Book 91-4 of plats at Page 40 in the office of the Salt Lake County recorder; thence along said current Sandy City boundary the following two (2) courses: (1) Southwesterly 231.44 feet along the arc of a 1112.00 foot radius non-tangent curve to the left whose center bears South 1°18'40" West 1112.00 feet, has a central angle of 11°55'30" and a long chord bearing and length of South 85°20'55" West 231.02 feet; (2) South 79°23'10" West 107.43 feet; thence North 0°38'03" West 32.51 feet, more or less, to intersect the centerline of Dimple Dell Road; thence along said centerline of Dimple Dell Road, South 79°27'03" West 236.39 feet; thence North 89°49'15" West 93.16 feet, more or less, to the southeast corner of that certain parcel of land identified as Parcel No. 28-15-301-004 by the Salt Lake County Assessor; thence South 2°46'24" West 33.575 feet, more or less, to the current Sandy City boundary established by the TRAPP ANNEXATION TO SANDY CITY, recorded March 13, 2007 as Entry No. 10031610 in Book 2007P at Page 116 in the office of the Salt Lake County Recorder; thence along said current Sandy City boundary and the southerly line of Dimple Dell Road, South 89°58'15" West 241.26 feet; thence North 0°20'20" East 34.42 feet, more or less, to intersect the southerly line of that certain parcel of land identified as Parcel No. 28-15-301-003 by the Salt Lake County Assessor; thence along the southerly line of Parcels 28-15-301-003, 27-05-301-002 and beyond, North 89°49'15" West 417.32 feet parallel with and 338.08 feet perpendicularly distant southerly from the east-west quarter section line of said Section 15 to intersect the westerly line of said Section 15 and the current Sandy City boundary established by the BROWN, ET AL ANNEXATION TO SANDY CITY recorded April 18, 1996 as Entry No. 6334645 in Book 96-4P of plats at Page 124 in the office of the Salt Lake County Recorder; thence along said section line and said current Sandy City boundary, North 0°16'30" West 338.08 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 10.18 acres. It is being proposed to annex these properties to the City with the R-1-20A Zone. 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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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:

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- (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 10.18 acres.

It is being proposed to annex these properties to the City with the R-1-20A Zone. Any questions you may have regarding this annexation, may be directed to James Sorensen in the Community Development Department at 568-7270, jsorensen@sandy.utah.gov

Posted: January 29, 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 February 11, 2014
February 18, 2014
February 25, 2014

Salt Lake Tribune

Date: 10/16/13

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

RECEIVED
OCT 25 2013
SANDY CITY COMMUNITY DEVELOPMENT

My name is Jana Ross Hall

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

2025 Dimple Dell Rd

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: 801-891-7275

Thank you very much.

Jana R Hall
Signature

Signature

Date: 10-27-13

RECEIVED
OCT 28 2013
SANDY CITY
COMMUNITY DEVELOPMENT

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

My name is Drew Klinell (for Klinell Investments LLC)

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

2051 E. Dimple Dell Rd

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: 801-455-5515

Thank you very much.


Signature *Mgr.*

Signature

Date: 10-7-2013

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

Stamp: OCT 13 2013
Sandy City

My name is PETER CONWAY GEEERTSEN

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

2073 E DAPPLE DELL RD SANDY UT 84092

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: 1-801-571-3226

Thank you very much.

Peter Conway Geertsen
Signature

Signature

Date: 10-4-2013

OCT 21 2013
COMMUNITY DEVELOPMENT

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

My name is DOUGLAS STILLMAN WAGSTAFF

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

2097 DIMPLE DELL RD. SANDY UT.

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: 801-571-0185 LEAVE MESSAGE IF NOT HOME

Thank you very much.

Douglas Stillman Wagstaff
Signature

Signature

wife deceased

Date: 04 Oct. 2013

2013 OCT 04 10:00 AM
SANDY CITY

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

My name is Lee HIRKHAH & Lina SAMOCHINAITE

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

2105 Dimple Dell Rd

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: 949 870 7473

Thank you very much.

[Signature]
Signature

[Signature]
Signature

Date: 10-5-13

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

RECEIVED
OCT 24 2013
CITY OF SANDY

My name is Carl V. Smith - Elizabeth H. Smith

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

2125 Dimple Dell Road

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: 801-870-1889

Thank you very much.

Carl V. Smith
Signature

Elizabeth H. Smith
Signature