

STATE OF UTAH

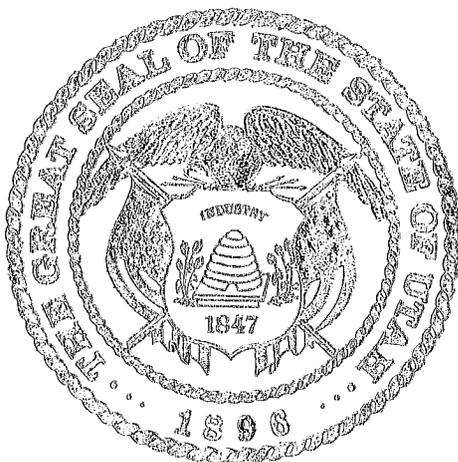


OFFICE OF THE LIEUTENANT GOVERNOR

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 LAYTON CITY, dated May 1st, 2015, 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 LAYTON CITY, located in Davis County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 29th day of May, 2015 at Salt Lake City, Utah.

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

SPENCER J. COX
Lieutenant Governor

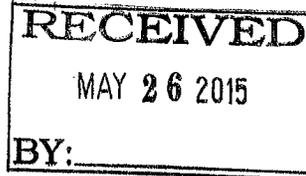


Mayor • Bob J Stevenson
City Manager • Alex R. Jensen
Asst. City Manager • James S. Mason

• Community and Economic Development •

William T. Wright • Director
Telephone: (801) 336-3760/3780
Fax: (801) 336-3789

May 21, 2015



Ms. Michelle Fest
Utah State Lt. Governor's Office
Utah State Capitol, Room 220
PO Box 142220
Salt Lake City, UT 84114-2220

Dear Ms. Fest

RE: Annexation of Additional Lands into Layton City

Layton City is filing this notice of annexation of lands into the corporate boundaries of Layton City.

Enclosed you will find a copy of Ordinance 14-21 including a legal description of the lands to be annexed. Also attached are copies of Ordinance 12-5-1 from Kaysville City de-annexing the property, Resolution 14-65, indicating the intent of Layton City to annex the property, the annexation petition, and the plat signed by the Davis County Surveyor, the Layton City Engineer, and the Layton City Mayor.

We request that a certificate of annexation be issued to Layton City for filing with the Davis County Recorder and Assessor.

Thank you for your efforts in this matter.

Sincerely,



FOR WILLIAM WRIGHT

William T. Wright, AICP
Director, Community & Economic Development

Enclosures

WTW:jm



ORDINANCE 14-21
(Eric Martz Annexation)

AN ORDINANCE ANNEXING REAL PROPERTY LOCATED AT APPROXIMATELY 1242 EAST PHEASANT VIEW DRIVE INTO THE CITY AND EXTENDING THE CORPORATE LIMITS OF THE CITY.

WHEREAS, the City has determined that the property located at approximately 1242 East Pheasant View Drive is part of an existing unincorporated parcel of property contiguous to Layton City; and

WHEREAS, this property is identified in the Layton City Annexation Policy Plan, Expansion Area, adopted by the City Council on December 5, 2002; and

WHEREAS, the City Council adopted Resolution 14-65 expressing Layton City's intent to annex said property; and

WHEREAS, a plat of said real property has been prepared under the supervision of a competent surveyor, showing the size and location of said real property and showing that the same is contiguous to the present corporate limits of Layton City; and

WHEREAS, the City Council has determined that in their judgment, this annexation meets the standards set forth in Section 10-2-418 of the Utah State Code, and the noticing requirements therein have been satisfied; and

WHEREAS, the Layton City Council deems it to be in the best interest of the City and its citizens to annex the real property described herein to Layton City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF LAYTON, UTAH:

SECTION I: Repealer. If any provisions of the City's Code heretofore adopted are inconsistent herewith they are hereby repealed.

SECTION II: Enactment. That the following described real property is hereby annexed to Layton City, and the corporate limits of the city are hereby extended to include said real property:

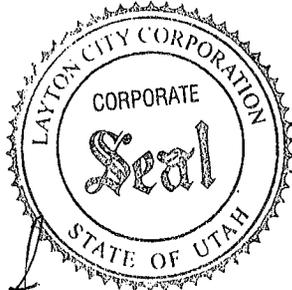
BEG AT A PT N 89°46'40" W 388.090 FT & S 116.83 FT FR THE NE COR OF THE SW 1/4 OF SEC 27-T4N-R1W, SLM, TO A PT SE'LY & PERP'LY DISTANT 25.00 FT, M/L, FR AN EXIST 5 FT WOOD FENCE; TH S 60°03'15" W 145.58 FT, WH IS SE'LY & PERP'LY DISTANT 25 FT FR SD WOOD FENCE TO THE E'LY BNDRY OF EGBERT'S PLACE SUB; TH N 31°04'15" W 131.85 FT, M/L, TO THE S'LY LINE OF PPTY AS DEEDED IN BK 2238 AT PG 770; TH N 60°03'15" E 147.15 FT TO A PT EXTENDING NW'LY FR THE NW COR OF PPTY AS DEEDED IN BK 2158 AT PG 1035 & BEING THE W'LY BNDRY OF FIDDLERS CREEK NO 3; TH S 30°23'19" E 131.829 FT ALG SD SUB & DEED LINE TO THE POB. CONT. 0.43 ACRES

SECTION III: That the City Recorder is directed to file a certified copy of the plat of said real property and a certified copy of this ordinance of annexation with the Davis County Recorder.

SECTION IV: Severability. If any section, subsection, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of the said ordinance.

SECTION V: Effective date. This ordinance shall go into effect at the expiration of the 20th day after publication or posting or the 30th day after final passage as noted below or whichever of said days is more remote from the date of passage thereof.

PASSED AND ADOPTED by the City Council of Layton, Utah, this **6th day of November, 2014.**



ATTEST:



THIEDA WELLMAN, City Recorder



ROBERT J STEVENSON, Mayor

ORDINANCE NO. 12-5-1

DISCONNECTING REAL PROPERTY FROM KAYSVILLE CITY AND ADJUSTING THE BOUNDARY BETWEEN KAYSVILLE CITY AND LAYTON CITY

WHEREAS, there is within the corporate limits of Kaysville City certain real property the location of which makes it impractical to be served by Kaysville City; and

WHEREAS, it has been determined to adjust the boundary between Kaysville City and Layton City;

BE IT ORDAINED BY THE CITY COUNCIL OF KAYSVILLE CITY, UTAH:

SECTION ONE

The following described real property is hereby disconnected from Kaysville City and the corporate limits of Kaysville City are hereby diminished by excluding said real property:

Beginning at a point North 89°46'40" West 388.090 feet and South 116.83 feet from the Northeast corner of the Southwest quarter of Section 27, Township 4 North, Range 1 West, Salt Lake base and meridian; to a point Southeasterly and perpendicularly distant 25.00 feet, more or less, from an existing 5 foot wood fence; thence South 60°03'15" West 145.58 feet, which is Southeasterly and perpendicularly distance 25 feet from said wood fence, to the Easterly boundary of Egbert's Place Subdivision; thence North 31°04'15" West 131.85 feet, more or less to the Southerly line of property as dedeed in Book 2238 at Page 770; thence North 60°03'15" East 147.15 feet to a point extending Northwesterly from the Northwest corner of property as dedeed in Book 2158 at Page 1035 of official records and being the Westerly boundary of Fiddler's Creek No. 3; thence South 30°23'19" East 131.829 feet along said subdivision and deed line to the point of beginning.

Contains 0.44 acre

SECTION TWO

The City Recorder is directed to file a copy of this Ordinance of disconnection and boundary adjustment with the Davis County Recorder.

SECTION THREE

This ordinance shall be effective upon publication thereof, one time only, in the Clipper.

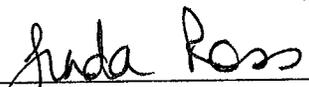
APPROVED AND ADOPTED this 1 day of may, 2012.





Steve A. Hiatt
Mayor

ATTEST:



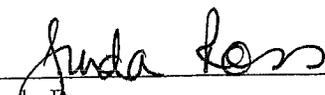
Linda Ross
City Recorder

STATE OF UTAH)
 : ss.
COUNTY OF DAVIS)

I, Linda Ross, do hereby certify that I am the duly appointed, qualified, and acting City Recorder of Kaysville City, Davis County, State of Utah. I further certify that the above, foregoing, and attached Ordinance, entitled "An Ordinance Disconnecting Real Property from Kaysville City and Adjusting the Boundary Between Kaysville City and Layton City", constitutes a true and correct copy of such Ordinance passed and adopted by the City Council of Kaysville City on the 1 day of may, 2012, as said Ordinance officially appears in my official Ordinance File of Kaysville City, and on deposit in my office as City Recorder.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed thereon the official seal of Kaysville City, this 1 day of may, 2012.





Linda Ross
City Recorder

RESOLUTION 14-65
(Eric Martz Annexation)

A RESOLUTION INDICATING THE INTENT TO ANNEX A CERTAIN AREA INTO THE CITY BOUNDARIES UNDER THE PROVISIONS OF SECTION 10-2-418 OF THE UTAH CODE, ANNEXATION OF AN ISLAND OR PENINSULA WITHOUT A PETITION, FOR PROPERTY LOCATED AT 1242 EAST PHEASANT VIEW DRIVE.

WHEREAS, it is the intent of the City to annex an unincorporated peninsula located at approximately 1242 East Pheasant View Drive, into the boundaries of Layton City under the provisions of Section 10-2-418 of the Utah Code; and

WHEREAS, the area to be annexed consists of an unincorporated peninsula, contiguous to Layton City; and

WHEREAS, the peninsula consists of residential development; and

WHEREAS, the area proposed for annexation requires the delivery of municipal services; and

WHEREAS, the City has provided most or all of the municipal-type services to the area for at least one year; and

WHEREAS, the property owners wish to proceed with the annexation to the City; and

WHEREAS, the City Council determines it to be in the best interest of the citizens of Layton City to express an intent to annex the area indicated above into the boundaries of Layton City and to instruct Staff to proceed to complete the appropriate notices and to provide for a public hearing so that the annexation may be lawfully completed.

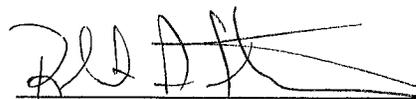
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LAYTON, UTAH:

1. The Mayor and City Council of Layton City hereby adopts and approves this Resolution indicating an intent to annex the area described as .44 acres of real property, located at 1242 East Pheasant View Drive. The property is more particularly described in the description presented with the petition, which is attached hereto and made a part hereof by this reference.
2. The "WHEREAS" provisions above are hereby adopted as findings and incorporated herein for that purpose.
3. Staff is hereby directed to publish a notice as required under Section 10-2-418(2) of the Utah Code, noticing a public hearing on this matter. The first publication of the notice required shall be within 14 days of the adoption of this Resolution. Subsequent to the public hearing, if no protest is received, the City Council may approve an ordinance annexing the above described property into the City boundaries and the annexation will become effective upon the effective date under Section 10-2-425 of the Utah Code.

PASSED AND ADOPTED by the City Council of Layton, Utah, this **18th** day of September, 2014.

ATTEST:




ROBERT J STEVENSON, Mayor


THIEDA WELLMAN, City Recorder



Mayor • Steve Curtis
City Manager • Alex R. Jensen
Asst. City Manager • James S. Mason

•Community Development Department•
William T. Wright • Director
Telephone (801) 336-3780
Fax: (801) 336-3789

PETITION FOR ANNEXATION

To receive an authorized application, the applicant must meet the following regulations

Update 2/1/10

FEES: Annexation \$ 700
Annexation and Rezone \$ 800

Receipt: 343935
Date: 9-24-14 *original app*
7-22-14

Please Submit the following with your application and applicable fees:

- County printout of property legal description
- Copy of section map with reference properties highlighted
- Four copies of annexation plat with wet stamp

Name of Petitioner: ERIC MARTZ

(Please Print)

Address: 437 W 1925 N LAYTON UT 84041
Street City State Zip

Phone: 801-866-5009

Fax: _____ Email: REAGENTMARTZ@GMAIL.COM

Parcel Identification Number(s): _____

Layton City Council:

The undersigned owner(s) of real property located in Davis County, State of Utah, hereby respectfully petition the Layton City Council for annexation to Layton City of the following described territory lying contiguous to the corporate limits of Layton City, and for the purpose represented to the to the City Council that the territory hereby sought to be annexed is described on the attached sheet.

Wherefore, the undersigned respectfully request your favorable consideration of this petition and the passage of an ordinance of annexation by the council effectuating the same.

Respectfully submitted this 22 day of July, 20 14.

ERIC MARTZ

Print Name Here



Signature Here

Print Name Here

Signature Here

Print Name Here

Signature Here

PROPERTY OWNER AFFIDAVIT

STATE OF UTAH)
) ss.
COUNTY OF _____)

I (we) Eric Martz, being duly sworn, depose and say that I (we) am (are) the owner(s) of the property identified on the attached application and that the statements herein contained and the information provided in the attached plans and other exhibits are in all respects true and correct to the best of my (our) knowledge. I (we) also acknowledge that I (we) have received written instructions regarding the process for which (we) am (are) applying and the Layton City Planning Staff have indicated they are available to assist me in making this application.

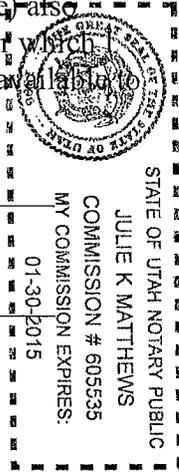
Prop. Identification # _____



Please Print Name Under Signature
ERIC MARTZ

Prop. Identification# _____

Please Print Name Under Signature



Subscribed and sworn to me this 24th day of Sept, 2014

Residing in: Weber County UT
My Commission Expires: Jan 30 2015 Notary Julie K Matthews

AGENT AUTHORIZATION

I (we), _____, the owner(s) of the real property described in the attached application, do authorize as my (our) agent _____ to represent me (us) regarding the attached application and to appear on my (our) behalf before any administrative or legislative body in Layton City considering this application and to act in all respects as our agent in matters pertaining to the attached application.

Property I.D. # _____

Please Print Name Under Signature

Property I.D. # _____

Please Print Name Under Signature

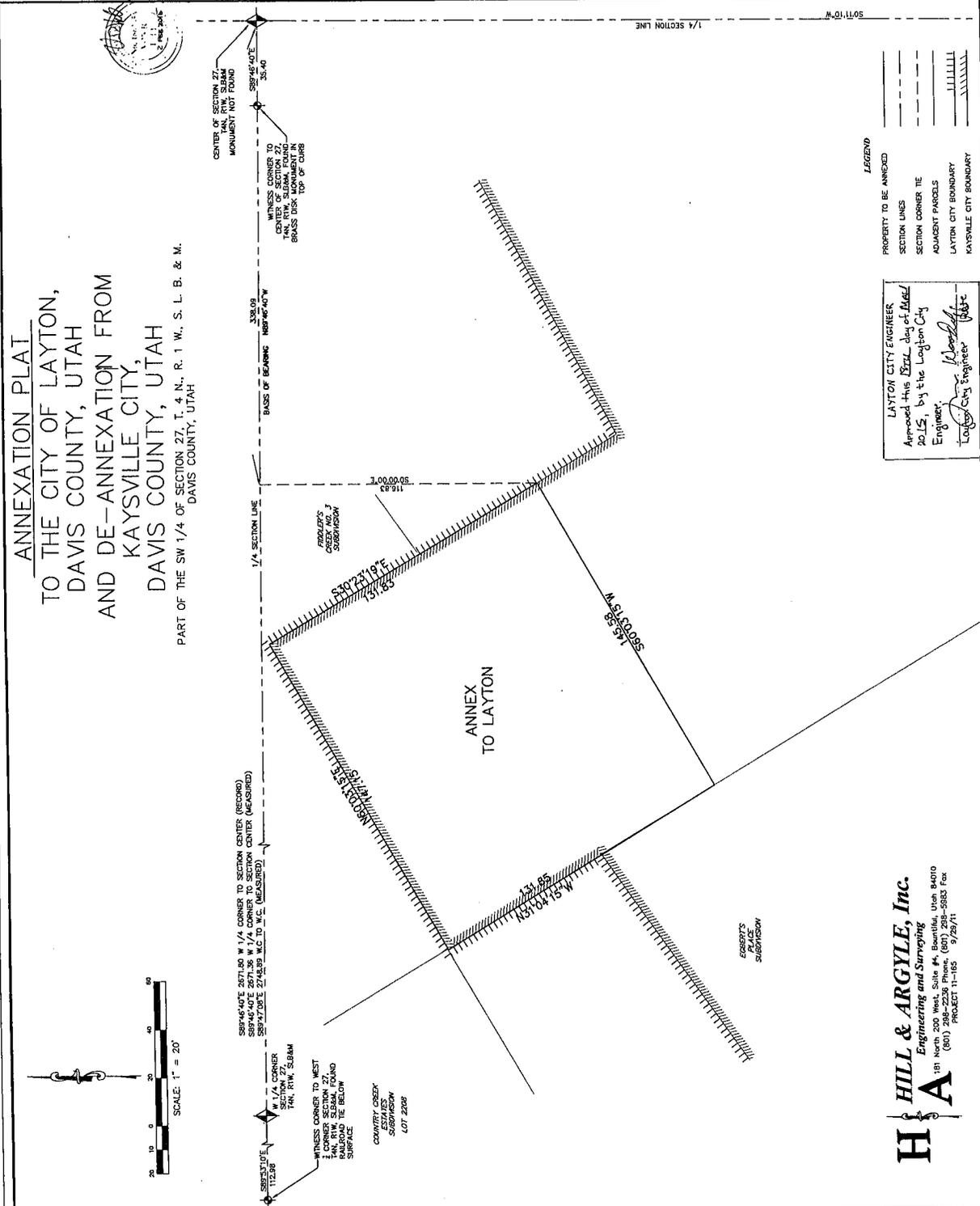
Dated this _____ day of _____, 20____,

_____ personally appeared before me and are the signers of the above Agent Authorization who duly acknowledged to me that they executed the same.

Notary

**ANNEXATION PLAT
TO THE CITY OF LAYTON,
DAVIS COUNTY, UTAH
AND DE-ANNEXATION FROM
KAYSVILLE CITY,
DAVIS COUNTY, UTAH**

PART OF THE SW 1/4 OF SECTION 27, T. 4 N., R. 1 W., S. 1 B. & M.
DAVIS COUNTY, UTAH



**ANNEXATION PLAT
TO THE CITY OF LAYTON,
DAVIS COUNTY, UTAH
AND DE-ANNEXATION FROM
KAYSVILLE CITY,
DAVIS COUNTY, UTAH**

SURVEYOR'S CERTIFICATE

I, **WILLIAM A. HILL**, A PROFESSIONAL LAND SURVEYOR, ACCORDING TO THE PLANS OF THE STATE OF UTAH, DO CERTIFY THAT ACCORDING TO THE LAWS OF THE STATE OF UTAH, UTAH ANNOTATED CODE BOOK 10, CHAPTER 10, SECTION 10-2-2, THE FOLLOWING DESCRIBED LAND TO BE ANNEXED TO LAYTON CITY, DAVIS COUNTY, UTAH.

EXISTING DESCRIPTION

BOOK NO. 2287003
BOOK 4250, PAGE 2328-2327
BEGINNING AT A POINT NORTH 87°46'40" WEST 268.00 FEET AND SOUTH 11°43'30" WEST FROM THE NORTHEAST CORNER OF THE SECTION 27, T. 4 N., R. 1 W., S. 1 B. & M. MERRIMAN TO A POINT SOUTHWESTERLY AND OR LESS FROM AN EXISTING 5 FOOT WOOD FENCE, THENCE SOUTH 89°46'00" WEST 2671.00 FEET FROM SAID WOOD FENCE TO THE EASTERLY BOUNDARY OF EBERT'S PLACE AS SHOWN ON THE SOUTHWESTLY LINE OF PROPERTY AS DEEDED IN BOOK 2238 AT PAGE 770; THENCE NORTH 89°47'00" WEST 2748.89 FEET FROM SAID WOOD FENCE TO THE SOUTHWESTLY CORNER OF THE NORTHWEST CORNER OF THE SECTION 27, T. 4 N., R. 1 W., S. 1 B. & M. PROPERTY AS DEEDED IN BOOK 2158 AT PAGE 1036; THENCE SOUTH 11°43'30" WEST 1112.28 FEET TO THE POINT OF BEGINNING. CONTAINS 6.47 ACRES.

ACCEPTANCE BY CITY COUNCIL

THIS IS TO CERTIFY THAT THE CITY COUNCIL HAS RECEIVED A PETITION BY MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO LAYTON CITY, UTAH, AND THAT A RESOLUTION HAS BEEN PASSED BY THE CITY COUNCIL OF LAYTON CITY, UTAH, IN ACCORDANCE WITH THE UTAH CODE ANNOTATED (1953) 10-2-2, AS REVISED, AND THAT WE HAVE EXAMINED AND SO HEREBY CERTIFY AS A PART OF SAID CITY.

APPROVED: *WILLIAM A. HILL*
MAYOR

WITNESS MY HAND AND OFFICIAL SEAL THIS 13 DAY OF May, 2015.
Joel Campbell
 DEPUTY RECORDER

ACCEPTANCE BY CITY COUNCIL

THIS IS TO CERTIFY THAT WE, THE KAYSVILLE CITY COUNCIL, HAVE RECEIVED A PETITION BY MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE DE-ANNEXED FROM KAYSVILLE CITY, UTAH, AND THAT A RESOLUTION HAS BEEN PASSED BY THE CITY COUNCIL OF KAYSVILLE CITY, UTAH, IN ACCORDANCE WITH THE UTAH CODE ANNOTATED (1953) 10-2-2, AS REVISED, AND THAT WE HAVE EXAMINED AND SO HEREBY CERTIFY AS A PART OF SAID CITY.

APPROVED: *WILLIAM A. HILL*
MAYOR

WITNESS MY HAND AND OFFICIAL SEAL THIS 13 DAY OF May, 2015.
 RECORDER: *Joel Campbell*
 COUNTY SURVEYOR: *WILLIAM A. HILL*
 FINAL LOCAL ENTITY PLAT

APPROVED AS SHOWN THIS 13 DAY OF May, 2015.
 COUNTY SURVEYOR
 FINAL LOCAL ENTITY PLAT
 COUNTY RECORDER
 STATE OF UTAH, COUNTY OF DAVIS, RECORDED AND FILED AT THE REQUEST OF WILLIAM A. HILL
 BOOK 4250, PAGE 2328

LAYTON CITY ENGINEER
 Approved this 13 day of May,
2015, by the Layton City
 Engineer,
Joel Campbell
 Layton City Engineer

HILL & ARGYLE, Inc.
 Engineering and Surveying
 191 North 200 West, Suite #4, Ogden, Utah 84400
 (801) 699-5884-5883 Fax
 PROJECT 11-185 9/29/11