

STATE OF UTAH

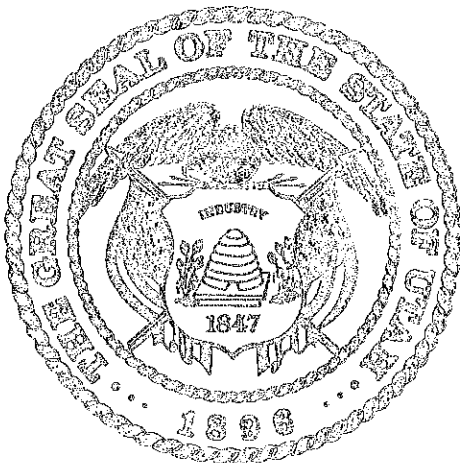


OFFICE OF THE LIEUTENANT GOVERNOR

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 DELTA CITY, dated May 19th, 2016, 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 DELTA CITY, located in Millard County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 1st day of July, 2016 at Salt Lake City, Utah.

SPENCER J. COX
Lieutenant Governor



DELTA CITY
76 North 200 West
Delta, UT 84624
(435) 864-2759 FAX (435) 864-4313
www.delta.utah.gov

May 20, 2016

Lieutenant Governor Spencer J. Cox
Utah Lieutenant Governor's Office
Utah State Capitol Complex, Suite 220
PO BOX 142325
Salt Lake City, UT 84114-2325

Received

MAY 26 2016

Spencer J. Cox
Lieutenant Governor

RE: Delta City Airport Annexation 2016

Dear Lieutenant Governor Cox:

I certify to you that the requirements of Utah Code Annotated (1953), as amended, § 10-2-425 have been met with regard to our City, which brought forth approximately 2,489.79 acres of ground into the City, consisting of the Delta City Municipal Airport and other various property as described in the enacting ordinance and also shown in the accompanying map (an electronic version also having been sent to your office last Friday.

Please find accompanying herewith the enacting Delta City Ordinance No. 16-269 adopted at a regular City Council Meeting on Thursday, May 18, 2016; along with my certification of passage.

Should your office need anything else, please feel free to contact me and I will gladly help you.

Respectfully,

Gregory Jay Schaler, MMC
Administrative Officer/City Recorder

Enclosures

Delta City
76 N 200 W
Delta UT 84624-9440
435 864 2759
435 864 4313 FAX
www.delta.utah.gov

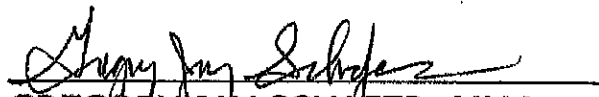


Certificate of Ordinance Passage

STATE OF UTAH)
)
CITY OF DELTA) ss.

I, GREGORY J. SCHAFER, as the duly appointed, sworn and acting Delta City Recorder, do hereby certify that the attached, numbered as City of Delta Ordinance Number 16-269 was duly adopted by the necessary quorum of the Delta City Council on May 19, 2016.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the corporate seal of said City.



GREGORY JAY SCHAFER, MMC
Delta City Recorder





ORDINANCE

NUMBER 16-269

AN ORDINANCE ANNEXING REAL PROPERTY EAST OF EXISTING DELTA CITY, RANGING FROM HIGHWAY 50 TO HIGHWAY 6 TO INCLUDE THE DELTA CITY MUNICIPAL AIRPORT, BUT EXCLUDING VARIOUS PORTIONS, INCLUDING THE SUNSET VIEW GOLF COURSE, OWNED BY MULTIPLE PROPERTY OWNERS, INCLUDING DELTA CITY AND CONSISTING OF APPROXIMATELY 2,489.79 ACRES.

The City Council of the City of Delta, Utah (referred to herein as the "City Council"), recites the following as the basis for enacting this Ordinance:

- A. The owners of property northeast of existing Delta City limits caused a petition for annexation (the "Petition") to be filed with the City, together with an accurate and recordable map, prepared by a licensed surveyor, of the area proposed for annexation;
- B. The Council adopted the Petition for further consideration;
- C. The proposed annexation will leave or create an unincorporated island or peninsula;
- D. On or about December 14, 2015, the City Council received notice of certification (the "Certification") from the City Recorder certifying that the Petition meets the requirements of state law;
- E. The City Council caused Notice of Certification of Annexation Petition to be published in the Millard County Chronicle-Progress, a newspaper of general circulation, on December 30, 2014, January 6 and January 13, 2015; to be timely posted on the Utah Public Notice Website as required by Utah Code Ann. § 10-2-406 and other applicable law;
- F. No timely protests were filed in accordance with Utah Code Ann. § 10-2-407;
- G. Pursuant to Utah Code Ann. § 10-2-407, the City Council caused a notice of a public hearing in the Millard County Chronicle Progress, a newspaper of general circulation, on February 18, 2016, and to be timely posted on the Utah Public

Notice Website;

- H. Pursuant to Utah Code Ann. § 10-2-407, the City Council held the required public hearing regarding the proposed annexation;
- I. After receiving public comment and careful consideration, the Council has determined that it is in the best interest for the health, safety and welfare of the City and its residents to annex the Property and to grant the Petition.
- J. The City Council has determined it to be in the best interest of the residents of Delta City to better define what type of animals are allowed to be kept within City limits, the circumstance by which animals should be housed and maintained, and remedies that should be applied for violations of Delta City animal regulations; and
- K. The City Council finds this ordinance to be in the best interest of the public health, safety and welfare of Delta City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Delta, Utah:

Section 1. Annexation of the Property. Pursuant to Utah Code Ann. § 10-2-407(3)(b) and § 10-2-408, the real property described and bordered in red on the map ("Exhibit A") is hereby annexed to Delta City and the corporate limits of the City are hereby extended accordingly.

Section 2. Notices and Filing. The City shall provide all required notices and make all required filings concerning this annexation, including, without limitation, those required by Utah Code Ann. § 10-2-425.

Section 3. Zoning. Areas annexed and depicted in Blue on Exhibit A shall be and is hereby classified and zoned as I (Industrial). Areas annexed and depicted in Yellow on Exhibit A shall be and is hereby classified and zoned as A-5 (Agricultural 5).

Section 4. Effective Date. This ordinance shall become effective upon publication.

Section 5. Action of Officers. All actions of the officers, agents and employees of the City are in conformity with the purpose and intent of this Ordinance, whether taken before or after the adoption hereof, are hereby ratified, confirmed and approved.

Section 6. Publication. This ordinance, or a summary thereof, is ordered published in the Millard County Chronicle-Progress, a newspaper having general

circulation within the city of Delta, Utah.

Section 7. Severability. In the event that any provision of this ordinance less than the entire ordinance is held invalid by a court of competent jurisdiction, this ordinance shall be deemed severable and such finding of invalidity shall not affect the remaining portions of this ordinance.

Section 8. Repeal of Conflicting Ordinances. To the extent that any ordinances, resolutions or policies of the City of Delta conflict with the provisions of this ordinance, it is hereby amended to be in accordance with the provisions hereof.

PASSED AND ADOPTED by the City Council of the City of Delta, State of Utah on the 19th day of May, 2016, by the following Vote:

	Aye	Nay	Abstain	Absent
Robert W. Banks	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kiley J. Chase	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
J. Travis Keel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John W. Niles	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Betty Jo Western	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>




GAYLE K. BUNKER
MAYOR


GREGORY JAY SCHAEFER, MMC
CITY RECORDER



ON BEHALF OF THE ENGINEER AND ARCHITECT
 JAMES A. EDWARDS, REGISTERED PROFESSIONAL ENGINEER AND ARCHITECT
 10000 STATE STREET, ANN ARBOR, MICHIGAN 48106
 IN FURNISHING THESE PLANS, I HEREBY CERTIFY THAT I AM A LICENSED PROFESSIONAL ENGINEER AND ARCHITECT IN THE STATE OF MICHIGAN AND THAT I AM A MEMBER OF THE MICHIGAN SOCIETY OF PROFESSIONAL ENGINEERS AND ARCHITECTS, A. S. & A. IN THE YEAR 1948.

DATE OF DEED: _____
 CITY: _____
 COUNTY: _____
 STATE: _____
 COUNTY: _____
 STATE: _____
 COUNTY: _____
 STATE: _____

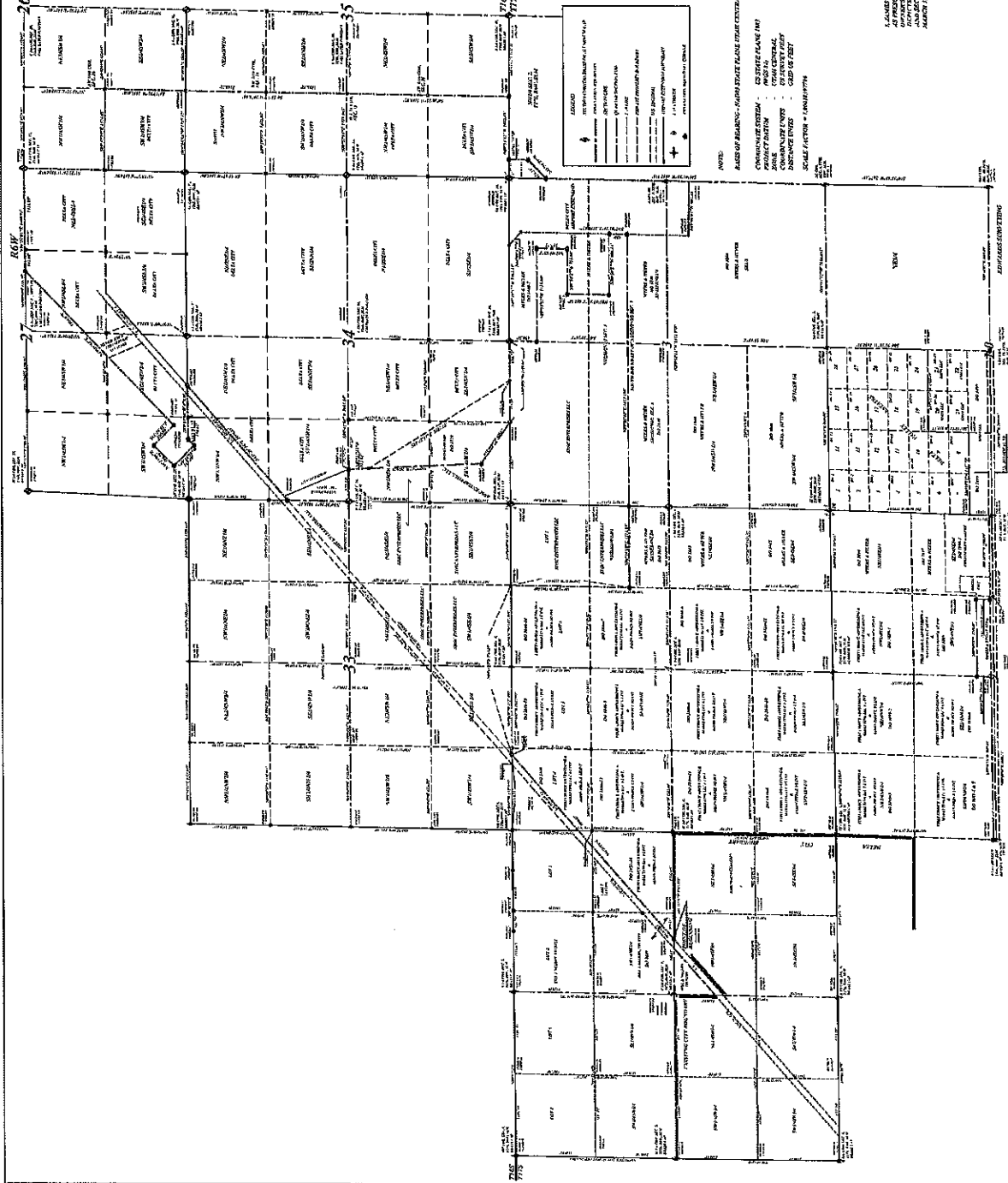
THESE PLANS AND SPECIFICATIONS WERE PREPARED BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM A LICENSED PROFESSIONAL ENGINEER AND ARCHITECT IN THE STATE OF MICHIGAN AND THAT I AM A MEMBER OF THE MICHIGAN SOCIETY OF PROFESSIONAL ENGINEERS AND ARCHITECTS, A. S. & A. IN THE YEAR 1948.

APPROVED BY THE BOARD OF ENGINEERS AND ARCHITECTS OF THE STATE OF MICHIGAN
 JAMES A. EDWARDS, REGISTERED PROFESSIONAL ENGINEER AND ARCHITECT
 10000 STATE STREET, ANN ARBOR, MICHIGAN 48106

CITY OF ANN ARBOR
 PLANNING COMMISSION
 APPROVED: _____
 DATE: _____

SEPTUAGINT CERTIFICATE
 JAMES A. EDWARDS, REGISTERED PROFESSIONAL ENGINEER AND ARCHITECT
 10000 STATE STREET, ANN ARBOR, MICHIGAN 48106
 IN FURNISHING THESE PLANS, I HEREBY CERTIFY THAT I AM A LICENSED PROFESSIONAL ENGINEER AND ARCHITECT IN THE STATE OF MICHIGAN AND THAT I AM A MEMBER OF THE MICHIGAN SOCIETY OF PROFESSIONAL ENGINEERS AND ARCHITECTS, A. S. & A. IN THE YEAR 1948.

DATE: _____
 CITY: _____
 COUNTY: _____
 STATE: _____



NOTES:
 1. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.
 2. ALL WALLS ARE TO BE CONCRETE BLOCK WITH EXTERIOR FINISH.
 3. ALL ROOFS ARE TO BE FLAT WITH 1/4" PER 100' DRAINAGE.
 4. ALL FLOORS ARE TO BE CONCRETE ON GRAVEL.
 5. ALL CEILING ARE TO BE PLASTER ON LATH.
 6. ALL DOORS ARE TO BE 30" HIGH BY 36" WIDE.
 7. ALL WINDOWS ARE TO BE 48" HIGH BY 36" WIDE.
 8. ALL STAIRS ARE TO BE 8" RISE BY 11" RUN.
 9. ALL ELEVATIONS ARE TO FACE UNLESS OTHERWISE NOTED.
 10. ALL FINISHES ARE TO BE AS SHOWN ON THESE PLANS.

LEGEND:
 - - - - - PROPERTY LINE
 - - - - - EASEMENT
 - - - - - EXISTING CURB
 - - - - - EXISTING SIDEWALK
 - - - - - EXISTING DRIVEWAY
 - - - - - EXISTING UTILITY LINES
 - - - - - EXISTING FOUNDATION
 - - - - - EXISTING WALLS
 - - - - - EXISTING ROOF
 - - - - - EXISTING FLOOR
 - - - - - EXISTING CEILING
 - - - - - EXISTING DOORS
 - - - - - EXISTING WINDOWS
 - - - - - EXISTING STAIRS
 - - - - - EXISTING ELEVATIONS
 - - - - - EXISTING FINISHES

SCALE FACTOR = 1/8" = 1'-0"
 DATE: _____
 CITY: _____
 COUNTY: _____
 STATE: _____