

STATE OF UTAH

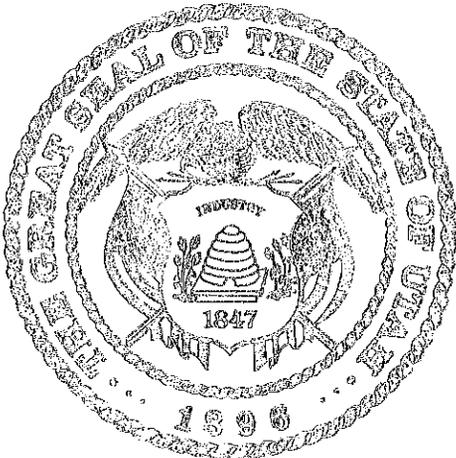


OFFICE OF THE LIEUTENANT GOVERNOR  
CERTIFICATE OF BOUNDARY ADJUSTMENT

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary adjustment from HERRIMAN CITY AND RIVERTON CITY, dated July 13<sup>th</sup>, 2016, complying with Section 10-2-419, 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 boundary adjustment, referred to above, on file with the Office of the Lieutenant Governor pertaining to HERRIMAN CITY AND RIVERTON 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 31<sup>st</sup> day of August, 2016 at Salt Lake City, Utah.



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

SPENCER J. COX  
Lieutenant Governor



July 6, 2016

*Sent via email and U.S. mail*

Office of Lt. Governor, State of Utah  
Attn: Angela Chozo  
Utah State Capitol Complex  
Suite 220  
P.O. Box 142325  
Salt Lake City, UT 84114-2325

Re: Notice of an Impending Boundary Action, Riverton City and the City of Herriman. Request for Certificate of Boundary Adjustment.

Ms. Chozo:

Pursuant to Utah Code Ann. §§ 10-2-425 and 67-1a-6.5, please take notice that Riverton City ("Riverton") and the City of Herriman ("Herriman") have each undertaken steps to perfect minor adjustment of the municipal boundary between these cities. A plat which provides a legal description of this boundary adjustment is enclosed with this correspondence. That said, please accept this representation that the boundary adjustment affected nothing more than an existing public right of way which exists on the border of Riverton and Herriman.

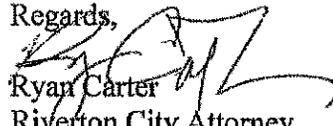
No privately held parcels of land will be transferred to another city as a result of this boundary adjustment. Also, the adjustment did not result in an expansion of municipal territory to the degree that either municipality will need to employ additional personnel. Accordingly, no letter is needed from the Utah State Retirement Office to identify the "potential provisions under Title 49, Utah State Retirement and Insurance Benefit Act, that the local entity shall comply with, related to the boundary action." [See Utah Code Ann. §§ 67-1a-6.5 (3)(d).]

Please accept this statement certifying that Riverton has met all requirements applicable to the boundary adjustment described in the enclosed plat. On the date of April 5, 2016, Riverton adopted Resolution No. 16-14 announcing Riverton's intention to adjust its boundary with Herriman. Riverton then published notice of the proposed boundary adjustment and impending public hearing to fully consider the matter on the date(s) of April 9, 16 & 23, 2016, in the Salt Lake Tribune. Finally, on the date of June 7, 2016, Riverton held a public hearing on the proposed boundary adjustment and, after receiving no written or verbal opposition to the adjustment from the public, the Riverton adopted Ordinance No. 16-16 on the date of June 7,

2016, approving the boundary adjustment. All documents needed to verify this statement are available upon request.

Thank you for your attention to this matter. If you need further information before issuance of a certificate of boundary adjustment, please contact me directly, Telephone No. (801) 208-3171

Regards,

  
Ryan Carter  
Riverton City Attorney

Enclosures



**RIVERTON, UTAH**  
**ORDINANCE NO. 16-16**

**AN ORDINANCE OF THE CITY COUNCIL OF RIVERTON DECLARING INTENT  
TO ADJUST THE COMMON MUNICIPAL BOUNDARIES BETWEEN RIVERTON  
CITY AND THE CITY OF HERRIMAN AT APPROXIMATELY 13400 SOUTH FROM  
MOUNTAIN VIEW TO 5600 WEST AND 12600 SOUTH FROM APPROXIMATELY  
4500 WEST TO WESTERN HILLS DRIVE**

**WHEREAS**, The Riverton City Council met in regular meeting on April 5, 2016, to consider, among other things, declaring intent to adjust the common municipal boundaries between Riverton City and the City of Herriman at approximately 13400 South from 4800 West to 5600 West and 12600 South from approximately 4500 West to Western Hills Drive; and

**WHEREAS**, Utah Code Ann. § 10-2-419 requires that the legislative body of each municipality intending to adjust a boundary that is common with another municipality to adopt a resolution indicating the intent of said legislative body to adjust the common boundary; and

**WHEREAS**, Resolution No. 16-14 was adopted by the Riverton City Council on the date of April 5, 2016 declaring the intent of Riverton City to adjust its boundary in common with Herriman City as described in that Resolution; and

**WHEREAS**, Riverton City published notice of its intent to hold a public hearing to address adjustment of its common boundary with Herriman City in compliance with Utah Code Ann. § 10-2-419; and

**WHEREAS**, the Riverton City Council finds and determines that, as of the conclusion of said public hearing on the date of June 7, 2016, Riverton City has not received written protests to the adjustment filed by owners of private real property that: is located within the area proposed for adjustment; covers at least 25% of the total private land area within the area proposed for adjustment; or is equal in value to at least 15% of the value of all private real property within the area proposed for adjustment; and

**WHEREAS**, Riverton City, and the City of Herriman desire to adjust their common boundaries at approximately 13400 South from 4800 West to 5600 West and 12600 South from approximately 4500 West to Western Hills Drive. A map showing the locations of the adjustments of the properties is attached hereto; and

**WHEREAS**, the Council finds and determines the proposed boundary adjustment will promote a more efficient delivery of municipal services, and

**WHEREAS**, the Council hereby approves the adjustment with its common boundary with Herriman; and

**WHEREAS**, the Council finds that the boundary adjustment meets the standards established by UTAH CODE ANN. 10-2-419.

**NOW THEREFORE BE IT RESOLVED** that the Council hereby adjusts the common boundaries between Riverton City and the City of Herriman, as indicated on the attached map, more particularly described in the legal description on the attached map.

**BE IT FURTHER RESOLVED** that the Mayor direct appropriate City staff to file with the lieutenant governor's office: a notice of impending boundary action, in compliance with Utah Code Ann. § 67-1a-6.5 (3); and a copy of a local entity plat describing the boundary adjusted.

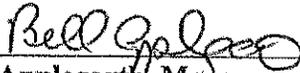
**PASSED AND ADOPTED** by the City Council of Riverton, Utah, this 7<sup>th</sup> day of June by the following vote:

Council Member Brent Johnson	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Council Member Trent Staggs	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Council Member Sheldon Stewart	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Council Member Paul Wayman	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Council Member Tricia Tingey	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

**RIVERTON CITY**

ATTEST



  
\_\_\_\_\_  
Bill Applegarth, Mayor

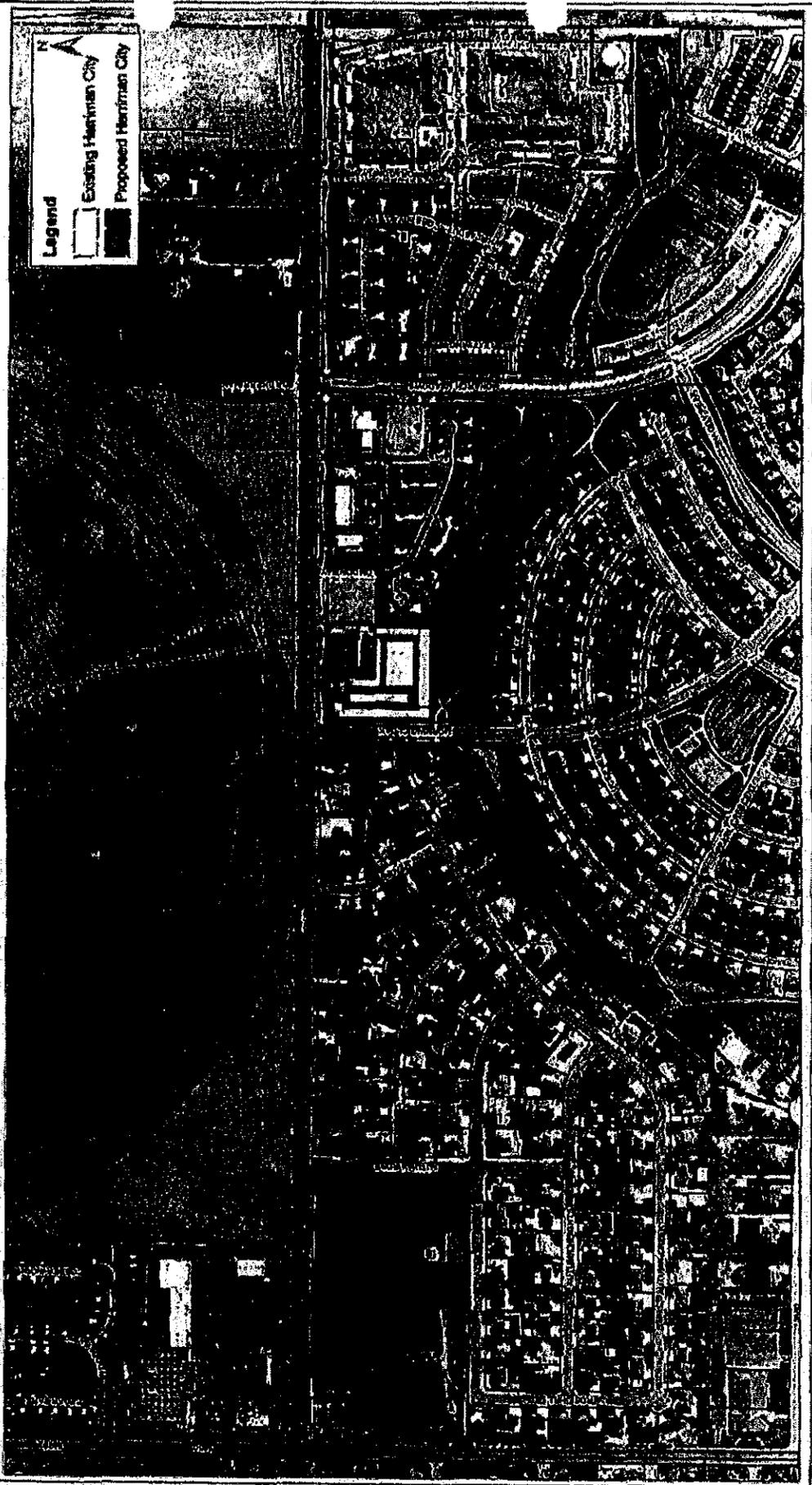
  
Virginia Loader, MMC  
City Recorder



Herriman / Riverton  
Proposed Boundary Adjustment  
12600 South



**Heinman / Riverton  
Proposed Boundary Adjustment  
13400 South**



Herriman... Riverton  
Proposed Boundary Adjustment  
12600 South



Herrins Riverton  
Proposed Boundary Adjustment  
13400 South





## Issue Paper

Item No. B.1

<b>Presenter/Submitted By:</b>	Ryan Carter, City Attorney
<b>Subject:</b> Approve an ordinance declaring intent to adjust the common municipal boundaries between Riverton City and the City of Herriman.	<b>Meeting Date:</b> June 7, 2016
	<b>Fiscal Impact:</b> N/A
	<b>Funding Source:</b> N/A
<b>Background:</b> <p>In accordance with Utah Code Ann. § 10-2-419, Riverton City Council adopted Resolution No. 16-14 on April 5, 2016 which declared the intent to adjust the common municipal boundaries between Riverton City and the City of Herriman at approximately 13400 South from Mountain View to 5600 West and 12600 South from approximately 4500 West to Western Hills Drive. The current boundary shows that the inside 2 West bound lanes on 13400 are within Riverton City. The current Riverton boundary on 12600 South transitions from the inside 2 West bound lanes at approximately 4500 to the outside East bound lane at Western Hills Drive. There is also a remnant parcel adjacent to the Utah Power and Light easement on the west side of the Canyon View Town Homes fence. The boundaries on both roadways will be adjusted to the Section Line which is the approximate center of road and the remnant parcel will be transferred to Herriman.</p> <p>Staff feels the adjustment of current boundaries to the Section Lines will better define the maintenance and risk obligations of each City and will aid both Cities for budgeting purposes and traffic management.</p>	
<b>Recommendation:</b> City Staff recommends approval of this ordinance.	
<b>Recommended Motion:</b> "I move the Riverton City Council approve <u>Ordinance No. 16-16</u> to adjust the common municipal boundaries between Riverton City and the City of Herriman at approximately 13400 South from Mountain View to 5600 West and 12600 South from approximately 4500 West to Western Hills Drive."	

CERTIFICATE OF POSTING

I, Virginia Loader, the duly appointed and acting Recorder for Riverton City hereby certify that the foregoing Ordinance No 16-16 was adopted by the Riverton City Council on the 7<sup>th</sup> day of June, 2016, and that after its passage copies were posted at the following locations:

- 1 City Hall
2. Riverton Library
- 3 Riverton City Website

Dated this 8<sup>th</sup> day of June 2016



  
Virginia Loader, MMC  
Riverton City Recorder



TO: LIEUTENANT GOVERNOR OF THE STATE OF UTAH

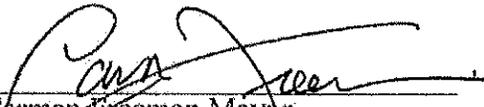
NOTICE OF IMPENDING BOUNDARY ACTION  
(Boundary Adjustment)

HERRIMAN CITY, UTAH

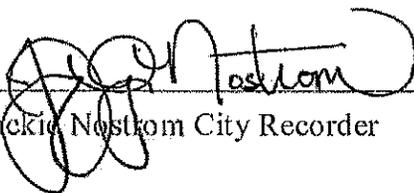
NOTICE IS HEREBY GIVEN that on July 13, 2016, the City Council of Herriman City, Utah (the "City"), adopted an ordinance adjusting the common boundaries between the City and Riverton City. A copy of the ordinance approving the boundary adjustment and the final local entity plat accompany this Notice. The undersigned hereby states, verifies and certifies that all requirements applicable to the above-described boundary action have been met.

DATED Jul 13, 2016.

CITY COUNCIL OF HERRIMAN CITY, UTAH

  
Carmen Freeman Mayor

ATTEST:

  
Jackie Nostrom City Recorder



**HERRIMAN, UTAH  
ORDINANCE NO. 2016-26**

**AN ORDINANCE OF THE CITY COUNCIL OF HERRIMAN DECLARING INTENT  
TO ADJUST THE COMMON MUNICIPAL BOUNDARIES BETWEEN HERRIMAN  
CITY AND RIVERTON CITY AT APPROXIMATELY 13400 SOUTH FROM  
MOUNTAIN VIEW TO 5600 WEST AND 12600 SOUTH FROM APPROXIMATELY  
4500 WEST TO WESTERN HILLS DRIVE**

**WHEREAS**, the Herriman City Council ("Council") met in regular meeting on July 13, 2016, to consider, among other things, declaring intent to adjust the common municipal boundaries between Herriman City and Riverton City at approximately 13400 South from 4800 West to 5600 West and 12600 South from approximately 4500 West to Western Hills Drive; and

**WHEREAS**, Utah Code Ann. § 10-2-419 requires that the legislative body of each municipality intending to adjust a boundary that is common with another municipality to adopt a resolution indicating the intent of said legislative body to adjust the common boundary; and

**WHEREAS**, on December 22, 2011, the Council adopted Resolution No. 11.26 declaring the intent of Herriman City to adjust its boundary in common with Riverton City as described in that Resolution; and

**WHEREAS**, Herriman City published notice of its intent to hold a public hearing to receive public comment on the proposed boundary adjustment with Riverton City in compliance with Utah Code Ann. § 10-2-419; and

**WHEREAS**, on February 23, 2012, Herriman City held a public hearing to receive comments on the boundary adjustment with Riverton City; and

**WHEREAS**, Herriman City did not received written protests to the proposed boundary adjustment filed by owners of private real property that: is located within the area proposed for adjustment; covers at least 25% of the total private land area within the area proposed for adjustment; or is equal in value to at least 15% of the value of all private real property within the area proposed for adjustment; and

**WHEREAS**, Herriman City and Riverton City desire to adjust their common boundaries at approximately 13400 South from 4800 West to 5600 West and 12600 South from approximately 4500 West to Western Hills Drive. A map showing the locations of the adjustments of the properties is attached hereto; and

**WHEREAS**, the Council finds and determines the proposed boundary adjustment will promote a more efficient delivery of municipal services, and

**WHEREAS**, the Council hereby approves the adjustment with its common boundary with Herriman; and

**WHEREAS**, the Council finds that the boundary adjustment meets the standards established by Utah Code Ann. § 10-2-419.

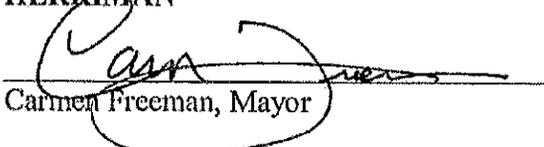
**NOW THEREFORE BE IT ORDAINED** that the Council hereby adjusts the common boundaries between Herriman City and Riverton City, as indicated on the attached map, more particularly described in the legal description on the attached map.

**BE IT FURTHER ORDAINED** that the City Manager direct appropriate City staff to file with the lieutenant governor's office: a notice of impending boundary action, in compliance with Utah Code Ann. § 67-1a-6.5 (3); and a copy of a local entity plat describing the boundary adjusted.

This Ordinance, assigned No. 2016-26, shall take effect immediately upon passage and acceptance as provided herein.

**PASSED AND APPROVED** by the Council of Herriman, Utah, this 13<sup>th</sup> day of July, 2016.

HERRIMAN

  
Carmen Freeman, Mayor

  
Jackie Nostrom, City Recorder

