

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 August 4th, 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 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 23rd day of November, 2016 at Salt Lake City, Utah.

A handwritten signature in cursive script, appearing to read "Spencer J. Cox".

SPENCER J. COX
Lieutenant Governor



Community • Prosperity • Choice

Mayor • Bob J Stevenson
City Manager • Alex R. Jensen

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

November 15, 2016

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

RE: Neville/Ovation Homes Annexation

To Whom It May Concern:

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 16-21 including a legal description of the lands to be annexed. Also attached are copies of the Resolutions 16-33 and 16-34, 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,

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

Enclosures

WTW:jm



ORDINANCE 16-21
(Neville/Ovation Homes Annexation)

AN ORDINANCE ANNEXING REAL PROPERTY LOCATED AT APPROXIMATELY 1900 WEST 1000 SOUTH INTO THE CITY AND EXTENDING THE CORPORATE LIMITS OF THE CITY.

WHEREAS, the City has determined that the property located at approximately 1900 West 1000 South 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 Number 6, adopted by the City Council on December 5, 2002; and

WHEREAS, the City Council adopted Resolutions 16-33 and 16-34 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 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:

PART OF THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 4 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT, SAID POINT BEING N89°57'40"E ALONG THE SECTION LINE 1314.87 FEET AND S00°02'20"E 447.85 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 31; THENCE N89°58'20"E ALONG THE SOUTH LINE OF PARCELS 11-087-0062 AND 11-087-0052, 282.67 FEET; THENCE N00°02'30"W 214.85 FEET; THENCE EAST 310.24 FEET TO THE WEST LINE OF THE EXISTING LAYTON CITY CORPORATE LIMITS AS MARKED ON THE GROUND BY FOUND ENSIGN ENGINEERING REBAR AND CAP; THENCE ALONG SAID LINE THE FOLLOWING THREE (3) COURSES (1) S00°01'18"W 792.12 FEET; (2) N61°30'02"W 5.69 FEET; AND (3) S00°00'10"W 217.90 FEET TO THE LAYTON CITY CORPORATE LIMITS AS ESTABLISHED BY ANNEXATION PLAT FOR THE BARLOW PROPERTY; THENCE ALONG SAID LINE THE FOLLOWING TWO (2) COURSES; (1) N61°30'12"W 0.11 FEET; AND (2) S00°00'05"E 354.12 FEET; THENCE N39°20'40"W 927.35 FEET; THENCE N00°04'32"E 429.23 FEET TO THE POINT OF BEGINNING.

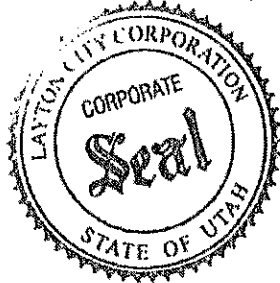
CONTAINS 12.23 ACRES.

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.

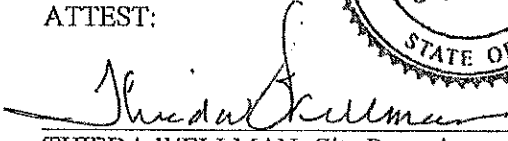
SECTION IV: Severability. If any section, subsection, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of the said ordinance.

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 **4th day of August, 2016.**



ATTEST:



THIEDA WELLMAN, City Recorder



ROBERT J STEVENSON, Mayor

RESOLUTION 16-33
(Neville Annexation Petition)

**A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF
PROPERTY LOCATED AT APPROXIMATELY 1900 WEST 1000 SOUTH.**

WHEREAS, a petition has been received by Layton City, pursuant to Utah Code Annotated section 10-2-403, petitioning for annexation of certain properties located at approximately 1900 West 1000 South; and

WHEREAS, this property is located within an area where Layton City can provide urban services; and

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

WHEREAS, the City Council determines it to be in the best interest of the citizens of Layton City to accept the petition for annexation and direct staff to certify the annexation petition and provide notice thereof relative to the proposed annexation; and

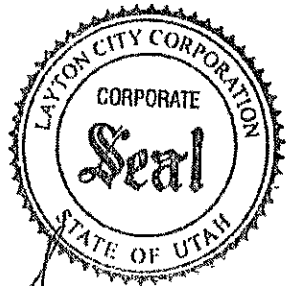
WHEREAS, the property owners wish to proceed with the petition for annexation to the City.

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

1. The City has received a petition for annexation presented by Donald Neville, owners of 12.23 acres, located at approximately 1900 West 1000 South. The above property represents 100 percent of the private land and constitutes 100 percent of the value of all the private property within the area proposed for annexation. This property is more particularly described in the description presented with the petition, which is attached hereto and made a part hereof by reference. The petition is hereby accepted by the City.

2. Staff is hereby directed to certify the petition for the proposed annexation pursuant to Utah Code Annotated and initiate the necessary annexation procedures.

PASSED AND ADOPTED by the City Council of Layton, Utah, this 16th day of June, 2016.



ATTEST:



THIEDA WELLMAN, City Recorder


ROBERT J STEVENSON, Mayor

1116 5 8 2016
FOUNDED

RESOLUTION 16-34
(Neville Annexation Petition Certification)

**A RESOLUTION ACKNOWLEDGING THE RECEIPT OF CERTIFICATION
OF THE PETITION FOR ANNEXATION OF PROPERTY LOCATED AT
APPROXIMATELY 1900 WEST 1000 SOUTH.**

WHEREAS, a petition for annexation was received and accepted by the Layton City Council pursuant to Utah Code Annotated section 10-2-403, for property located at approximately 1900 West 1000 South on June 15, 2016, (Reference Resolution 16-33); and

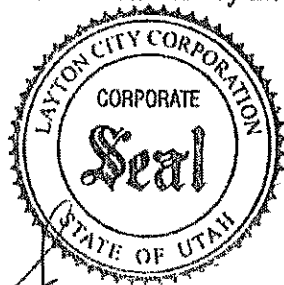
WHEREAS, the City Recorder has certified that the petition for annexation complies with the statutory requirements of Utah State Code sections 10-2-403(3), (4), and (5) and said certification was received by the City Council on June 16, 2016; and

WHEREAS, notices of the proposed annexation must be advertised in the newspaper and sent to entities prescribed in Utah State Code section 10-2-406(1)(b) and 10-2-408.5.

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

1. Staff is hereby directed to publish the prescribed notice of the proposed annexation at least once a week for three (3) successive weeks with the first notice being published within ten (10) days of the Council's receipt of the notice of certification.
2. Staff is hereby directed to mail written notice of the proposed annexation to the Davis County Commission, to the board of any special or independent service district that services any of the properties within the subject annexation area, the city council of any city whose boundaries are within one-half mile of the subject area, and to the Davis County School District.
3. The published and mailed notice shall contain the prescribed information, as outlined in Utah Code Annotated. Said notice shall provide the necessary information relative to the filing of protests and deadlines for filing such protests.

PASSED AND ADOPTED by the City Council of Layton, Utah, this 16th day of June, 2016.



ATTEST:

Thieda Wellman

THIEDA WELLMAN, City Recorder

ROBERT J STEVENSON, Mayor

JUN 16 2016

RECORDED

