

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 between CITIES OF AMERICAN FORK and HIGHLAND, dated August 21st, 2018, 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 boundary adjustment, referred to above, on file with the Office of the Lieutenant Governor pertaining to CITIES OF AMERICAN FORK and HIGHLAND located in Utah County, State of Utah.

OF T. 180007/1. 1847

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 12th day of July 2018 at Salt Lake City, Utah.

SPENCER J. COX Lieutenant Governor



*****NOTICE OF IMPENDING BOUNDARY ADJUSTMENT****

August 27, 2018

Lt. Governor's Office Utah State Capitol Complex P.O. Box 142325 Salt Lake City, Utah 84114-2325

Emailed to: annexations@utah.gov

RE: Highland/American Fork Common Boundary Adjustment 5

To Whom It May Concern:

At the August 14, 2018, City Council meeting, the Mayor and City Council adopted Ordinance No. 2018-08-33 which approved the Highland/American Fork Common Boundary Adjustment 5. On August 21, 2018, the Highland City Council approved Ordinance No. O-2018-12 approving the adjustment of the common boundary line.

Enclosed you will find a copy of our Ordinance adjusting the common municipal boundary between American Fork and Highland, which includes the boundary description of the annexation, and a copy of the annexation map. The above referenced adjustments meets the requirements of annexation.

If approved, please send the Certificate of Annexation to:

American Fork City Terilyn Lurker, City Recorder 51 East Main American Fork, UT 84003

If you have any questions or need further information, please call me at 801-763-3000.

Sincerely,

Terilyn Lurker City Recorder

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enclosures

Mayor Bradley J. Frost

ORDINANCE NO. 2018-08-33

AN ORDINANCE ADJUSTING THE COMMON MUNICIPAL BOUNDARY BETWEEN THE CITY OF AMERICAN FORK, UTAH, AND THE CITY OF HIGHLAND, UTAH.

WHEREAS, the City Council of American Fork City, Utah, has heretofore adopted a resolution (Resolution No. 2018-06-23R) indicating its intent to adjust the location of the common boundary between the City of American Fork and The City of Highland to the effect that a portion of territory currently within the municipal jurisdiction of the City of Highland will be transferred to the jurisdiction of the City of American Fork, and a portion of the territory currently within the municipal jurisdiction of the City of American Fork will be transferred to the jurisdiction of the City of Highland, and

WHEREAS, the City Council of American Fork has heretofore advertised and held a public hearing regarding the proposed boundary adjustment, and determined that no protests to the proposed adjustment have been filed with the City Recorder, all of the above in accordance with the applicable provisions of Utah State Law (UCA 10-2-419).

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

- **SECTION 1.** Pursuant to the provisions of Section 10-2-419 Utah Code Annotated, 1953, as amended, the real property described on that certain map entitled HIGHLAND /AMERICAN FORK COMMMON BOUNDARY ADJUSTMENT NO. 5, and for which the Highland City Council has enacted Ordinance No. O-2018-12 authorizing its disconnection for purposes of accomplishing a boundary line adjustment with American Fork City is hereby approved for annexation into American Fork City Utah.
- **SECTION 2.** Said property is hereby declared to be a part of American Fork City and shall henceforth be subject to all of the ordinances and regulations thereof and the description of the boundaries of American Fork City, as set forth in Section 1.12.010 of the Revised Ordinances of the City, be amended to include the property described in Exhibit A.
- **SECTION 3.** This ordinance shall take effect upon the recording of this Ordinance and Highland Ordinance No. O-2018-12 which is Exhibit B and the original plat of the HIGHLAND/AMERICAN FORK COMMON BOUNDARY ADJUSTMENT NO. 5, executed by the City Councils of both American Fork and Highland, at the office of the Utah County Recorder.
- **SECTION 4.** Upon completion of the boundary adjustment proceedings, the area added to the municipal jurisdiction of American Fork shall be placed in the R1-9000 Single Family Residential Zone and the GC-2 Planned Commercial zone.
- **SECTION 5.** Exhibit A, referred to under Section 2, and Exhibit B, referred to under Section 3, are attached hereto and by this reference made part of this Ordinance.

SECTION 6. Passed by the City Council of American Fork City, Utah, this 14 day of

August, 2018.

Clark P. Taylor, Mayor Pro Tem

Attest:

Urilyn Lucker, City Recorder

PARCEL DESCRIPTIONS

PARCEL 1

BEGINNING AT A POINT LOCATED SOUTH 154.92 FEET AND WEST 249.02 FEET FROM THE NORTHEAST CORNER OF SECTION 11, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 13°38'16" EAST 139.64 FEET; THENCE SOUTH 89°35'33" EAST 18.84 FEET; THENCE SOUTH 15°00'00" WEST 140.46 FEET; THENCE NORTH 89°35'44" WEST 15.41 FEET TO THE POINT OF BEGINNING.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM NAD 1927, CENTRAL ZONE.

PARCEL 2

BEGINNING AT A POINT LOCATED NORTH 89°56'12" WEST ALONG SECTION LINE 24.16 FEET FROM THE NORTHEAST CORNER OF SECTION 11, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG THE ARC OF A 403.00 FOOT RADIUS CURVE TO THE RIGHT 129.45 FEET THROUGH A CENTRAL ANGLE OF 18°24'13" (CHORD BEARS SOUTH 81°12'20" WEST 128.89 FEET); THENCE NORTH 89°35'33" WEST 45.72 FEET; THENCE NORTH 15°00'00" EAST 20.26 FEET; THENCE SOUTH 89°56'12" EAST ALONG SECTION LINE 167.85 FEET TO THE POINT OF BEGINNING.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM NAD 1927, CENTRAL ZONE.

PARCEL³

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 1, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 00°20'30" WEST ALONG SECTION LINE 8.71 FEET; THENCE ALONG THE ARC OF A 403.00 FOOT RADIUS CURVE TO THE LEFT 106.70 FEET THROUGH A CENTRAL ANGLE OF 15°10'12" (CHORD BEARS NORTH 60°46'32" EAST 106.39 FEET); THENCE ALONG THE ARC OF A 337.00 FOOT RADIUS CURVE TO THE RIGHT 367.15 FEET THROUGH A CENTRAL ANGLE OF 62°25'19" (CHORD BEARS NORTH 84°24'06" EAST 349.26 FEET); THENCE SOUTH 64°23'14" EAST 155.42 FEET; THENCE NORTH 25°26'22" EAST 171.57 FEET; THENCE EAST 134.29 FEET; THENCE SOUTH 9°00'00" WEST 187.59 FEET; THENCE NORTH 89°47'19" WEST ALONG SECTION LINE 759.19 FEET TO THE POINT OF BEGINNING.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM NAD 1927, CENTRAL ZONE.

COPPER BIRCH PROP LLC

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ORDINANCE NO. O-2018-12

AN ORDINANCE ADJUSTING THE COMMON BOUNDARIES BETWEEN AMERICAN FORK CITY AND HIGHLAND CITY

WHEREAS, the City Council of Highland City finds that, *Utah Code Ann.* § 10-2-419 establishes a procedure for adjustment of the common boundaries between adjacent municipalities; and

WHEREAS, American Fork City shares certain common boundaries with Highland City, and Highland City received a request from the owner of real property within American Fork City but contiguous to Highland City that the owner's property be transferred from the municipal jurisdiction of American Fork City to Highland City; and that certain property be transferred from the municipal jurisdiction of Highland City to American Fork City; and

WHEREAS, the City Council of Highland City approved Resolution No. R 2018-15 on June 5, 2018 stating its intent to adjust its common boundary with American Fork City; and

WHEREAS, the City Council of Highland City received no written protests to the proposed boundary adjustment by the deadline for receiving written protests, and held a public hearing on August 21, 2018 to consider approving the proposed boundary adjustment and received public comment on the proposed boundary adjustment; and

WHEREAS, the required public hearing was advertised as required by *Utah Code Ann.* § 10-2-419 and no protests were received by the Highland City protesting the proposed boundary adjustment; and

WHEREAS, the proposed boundary adjustment is in the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE Highland City Council as follows:

SECTION 1. The City Council acknowledges receipt of a written request from the owner of the real property hereinafter described requesting that its property be transferred from the municipal jurisdiction of American Fork City and annexed to Highland City in accordance with the terms of *Utah Code Ann.* § 10-2-419. The legal description of the land to be removed from the municipal jurisdiction of American Fork City and annexed to Highland City is set forth below and shown in the attached Exhibit A:

PARCEL 2

BEGINNING AT A POINT LOCATED NORTH 89°56'12" WEST ALONG SECTION LINE 24.16 FEET FROM THE NORTHEAST CORNER OF SECTION 11, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG THE ARC OF A 403.00 FOOT RADIUS CURVE TO THE RIGHT 129.45 FEET THROUGH A CENTRAL ANGLE OF 18°24'13" (CHORD BEARS SOUTH 81°12'20" WEST 128.89 FEET); THENCE NORTH 89°35'33" WEST 45.72

FEET; THENCE NORTH 15°00'00" EAST 20.26 FEET; THENCE SOUTH 89°56'12" EAST ALONG SECTION LINE 167.85 FEET TO THE POINT OF BEGINNING.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM NAD 1927, CENTRAL ZONE.

SECTION 2. The City Council acknowledges receipt of a written request from the owner of the real property hereinafter described requesting that its property be transferred from the municipal jurisdiction of Highland City and annexed to American Fork City in accordance with the terms of *Utah Code Ann.* § 10-2-419. The legal description of the land to be removed from the municipal jurisdiction of Highland City and annexed to American Fork City is set forth below and shown in the attached Exhibit A:

PARCEL 1

BEGINNING AT A POINT LOCATED SOUTH 154.92 FEET AND WEST 249.02 FEET FROM THE NORTHEAST CORNER OF SECTION 11, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 13°38'16" EAST 139.64 FEET; THENCE SOUTH 89°35'33" EAST 18.84 FEET; THENCE SOUTH 15°00'00" WEST 140.46 FEET; THENCE NORTH 89°35'44" WEST 15.41 FEET TO THE POINT OF BEGINNING.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM NAD 1927, CENTRAL ZONE.

PARCEL 3

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 1, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE NORTH 00°20'30" WEST ALONG SECTION LINE 8.71 FEET; THENCE ALONG THE ARC OF A 403.00 FOOT RADIUS CURVE TO THE LEFT 106.70 FEET THROUGH A CENTRAL ANGLE OF 15°10'12" (CHORD BEARS NORTH 60°46'32" EAST 106.39 FEET); THENCE ALONG THE ARC OF A 337.00 FOOT RADIUS CURVE TO THE RIGHT 367.15 FEET THROUGH A CENTRAL ANGLE OF 62°25'19" (CHORD BEARS NORTH 84°24'06" EAST 349.26 FEET); THENCE SOUTH 64°23'14" EAST 155.42 FEET; THENCE NORTH 25°26'22" EAST 171.57 FEET; THENCE EAST 134.29 FEET; THENCE SOUTH 9°00'00" WEST 187.59 FEET; THENCE NORTH 89°47'19" WEST ALONG SECTION LINE 759.19 FEET TO THE POINT OF BEGINNING.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM NAD 1927, CENTRAL ZONE.

SECTION 3. The City Council of Highland City takes notice of the enactment of an Ordinance by the City Council of American Fork City approving the proposed boundary adjustment as described above. The municipal boundary of Highland City is hereby extended to

annex the land described in SECTION 1. The municipal boundary of American Fork City is hereby decreased to detach the land described in SECTION 2. The Mayor, Recorder and staff of Highland City are hereby authorized to execute and file such notices, amended articles of incorporation, maps and all documents required under the provisions of Section 10-2-425, Utah Code, to complete the boundary adjustment and annexation of the land described in SECTION 1 to Highland City and SECTION 2 to American Fork City.

4. This ordinance shall take effect upon its passage and after being posted or published as required by law.

Adopted this 21st day of August, 2018.

HIGHLAND CITY, UTAH

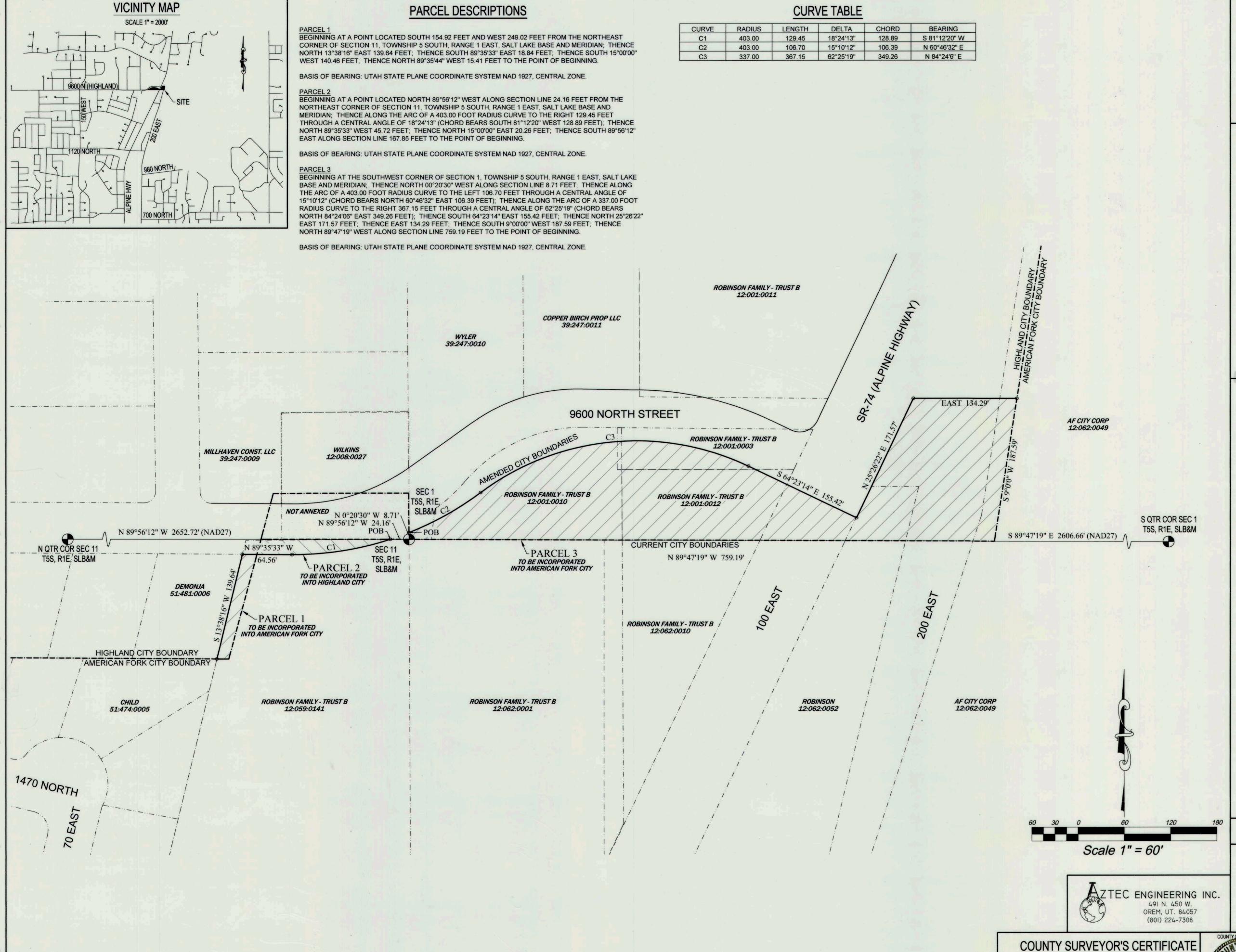
Rodney W. Mann, Mayor

ATTEST:

Cindy Quick, CMC City Recorder

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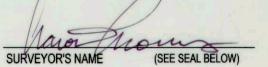
| COUNCILMEMBER | YES | NO |
|-------------------|--------------|--------------|
| Brian Braithwaite | \checkmark | |
| Ed Dennis | \checkmark | |
| Tim Irwin | \checkmark | |
| Kurt Ostler | \checkmark | |
| Scott L. Smith | | \checkmark |



SURVEYOR'S CERTIFICATE

I, AARON D. THOMAS, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD LICENSE NO. 6418780 AS PRESCRIBED UNDER LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS PLAT TO ADJUST THE MUNICIPAL BOUNDARIES OF HIGHLAND CITY AND AMERICAN FORK CITY, UTAH COUNTY, UTAH IS A TRUE AND CORRECT REPRESENTATION OF DATA COMPILED FROM RECORDS ON FILE IN THE OFFICE OF THE UTAH COUNTY RECORDER.

Aug. 14, 2018



COMMON BOUNDARY DESCRIPTIONS

SECTION 11 COMMON BOUNDARY

BEGINNING AT A POINT LOCATED NORTH 89°56'12" WEST ALONG SECTION LINE 24.16 FEET FROM THE NORTHEAST CORNER OF SECTION 11, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG THE ARC OF A 403.00 FOOT RADIUS CURVE TO THE RIGHT 129.45 FEET THROUGH A CENTRAL ANGLE OF 18°24'13" (CHORD BEARS SOUTH 81°12'20" WEST 128.89 FEET); THENCE NORTH 89°35'33" WEST 64.56 FEET; THENCE SOUTH 13°38'16" WEST 139.64 FEET TO A POINT ON THE COMMON HIGHLAND CITY / AMERICAN FORK CITY BOUNDARY.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM NAD 1927, CENTRAL ZONE.

SECTION 1 COMMON BOUNDARY

BEGINNING AT A POINT LOCATED NORTH 0°20'30" WEST ALONG SECTION LINE 8.71 FEET FROM THE SOUTHWEST CORNER OF SECTION 1, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG THE ARC OF A 403.00 FOOT RADIUS CURVE TO THE LEFT 106.70 FEET THROUGH A CENTRAL ANGLE OF 15°10'12" (CHORD BEARS NORTH 60°46'32" EAST 106.39 FEET); THENCE ALONG THE ARC OF A 337.00 FOOT RADIUS CURVE TO THE RIGHT 367.15 FEET THROUGH A CENTRAL ANGLE OF 62°25'19" (CHORD BEARS NORTH 84°24'06" EAST 349.26 FEET): THENCE SOUTH 64°23'14" EAST 155.42 FEET: THENCE NORTH 25°26'22" EAST 171.57 FEET; THENCE EAST 134.29 FEET TO A POINT ON THE COMMON HIGHLAND CITY / AMERICAN FORK CITY BOUNDARY.

BASIS OF BEARING: UTAH STATE PLANE COORDINATE SYSTEM NAD 1927, CENTRAL ZONE.

ACCEPTANCE BY LEGISLATIVE BODY - HIGHLAND CITY

THIS IS TO CERTIFY THAT WE, THE HIGHLAND CITY COUNCIL, HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE BOUNDARY ADJUSTMENT OF THE HIGHLAND CITY BOUNDARY LINE AS SHOWN AS PART OF SAID CITY AND THAT SAID BOUNDARY IS TO BE KNOWN HEREAFTER AS THE HIGHLAND / AMERICAN FORK COMMON BOUNDARY ADJUSTMENT 5.

ACCEPTANCE BY LEGISLATIVE BODY - AMERICAN FORK CITY

THIS IS TO CERTIFY THAT WE, THE AMERICAN FORK CITY COUNCIL, HAVE EXAMINED AND DO HEREB APPROVE AND ACCEPT THE BOUNDARY ADJUSTMENT OF THE HIGHLAND CITY BOUNDARY LINE AS SHOWN AS PART OF SAID CITY AND THAT SAID BOUNDARY IS TO BE KNOWN HEREAFTER AS THE HIGHLAND AMERICAN FORK COMMON BOUNDARY ADJUSTMENT 5.

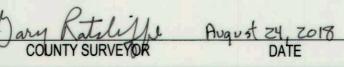
DATED THIS 14 DAY OF august, A.D. WIS

MUNICIPAL BOUNDARY ADJUSTMENT PLAT

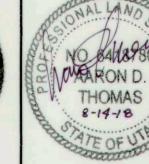
HIGHLAND/AMERICAN FORK COMMON BOUNDARY ADJUSTMENT 5

LOCATED IN SECTIONS 1, AND 11, TOWNSHIP 5 SOUTH, RANGE 1 EAST, SLB&M UTAH COUNTY, UTAH SCALE: 1" = 60 FEET

THIS PLAT HAS BEEN REVIEWED BY THE COUNTY SURVEYOR AND IS HEREBY CERTIFIED AS A FINAL LOCAL ENTITY PLAT, PURSUANT TO UTAH CODE ANN § 17-23-20 AS AMENDED.









UTAH COUNTY RECORDER