



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 MONA CITY, dated April 24th, 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 annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the MONA CITY, located in Juab 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 June, 2018 at Salt Lake City, Utah.



SPENCER J. COX
Lieutenant Governor



Home of Majestic Mt. Nebo

20 West Center Street, P.O. Box 69
(435) 623-4913 Fax: (435) 623-4320

May 22, 2018

The Honorable Spencer J. Cox
Lieutenant Governor of the State of Utah
Utah State Capitol Complex
P.O. Box 142325
Salt Lake City, Utah 84114-2325

SUBJECT: Notice of Annexation
Stanley Property

Dear Lieutenant Governor Cox:

We are submitting to you a Notice of Annexation for the Stanley Property in Juab County to be annexed into Mona City, Utah. Enclosed please find the following three items:

- A Notice of Proposed Annexation;
- A copy of Ordinance 2018-3; and,
- An approved final local entity plan as defined in Utah Code Ann. 67-1a-6.5 and meeting the requirements of Utah Code Ann. 17-23-20.

It is requested that a certificate of annexation in accordance with the requirements of Utah Code Ann 17B-1-414 (2) and 67-1a-6.5

Sincerely,
Mona City

Lyla R Spencer
City Recorder

Enclosures



NOTICE OF FILING AN ANNEXATION PETITION AND CERTIFICATION LETTER

A petition has been filed with Mona City proposing the annexation of an area into Mona City. On March 13, 2018, the Mona City Council received notice of certification from the city recorder concerning a petition requesting annexation of approximately 35 acres into the city, pursuant to Utah Code Ann. 10-2-405 (2) c (i). The name of the petition is the Stanley Family Annexation petition. The proposed annexation comprises the following legally described area:

Stanley Annexation Boundary Description

Beginning S 89°05'17" W 44.45 feet along the section line from the Northeast Corner of Section 6, Township 12 South, Range 1 East, Salt Lake Base and Meridian; thence continuing S. 89°05'17" W. 1308.23 feet along the section line to the Eastern right-of-Way line of the Railroad (a 200 foot wide right-of-Way), thence along said right-of-way along a curve turning to the left with an arc length of 1026.99 feet, a radius of 5638.29 feet and a chord bearing and distance of S. 09°46'17" E. 1025.57 feet, thence S. 14°30'26" E. 320.38 feet along said railroad right-of-way to the 1/16 line, thence N. 89°00'25" E. 1080.32 feet along the 1/16 line to the west line of the Painter (200 West Street) Annexation, thence N. 01°08'36" W. 1323.22 feet along said west line to the point of beginning.

The above described parcel of land contains 1,610,820 square feet in area or 36.979 acres more or less. Parcels XB1796-31(Portion), XB1796-32, XB1796-1.

The complete annexation petition is available for inspection and copying at the office of the Mona City Recorder, located at 20 West Center Street, Mona Utah 84645.

Mona City may grant the petition and annex the area described in the petition unless, within the time required under Utah Code Ann. 10-2-407 (2) (a) (i)(A), a written protest to the annexation petition is filed with the Juab County Clerk and a copy of the protest is delivered to the office of the Mona City Recorder. Protests to the annexation petition may be filed by an affected entity as defined by statute of Utah Code Ann. 10-2-401. All protest should be filed with Alaina Lofgren, Juab County Clerk at 160 N Main Street Nephi, Utah, 84648. Any party filing a protest with the County Clerk, shall also on the same date deliver or mail a copy of the protest to the Mona City Recorder 20 West Center Street, P.O. Box 69, Mona Utah 84645. All protest must be received before April 13, 2018 to be considered.

The Stanley Family Annexation area will automatically be annexed into any local district providing fire protection, paramedic, and emergency services or a local district providing law enforcement services, as provided in Utah Code Ann. 17B-2-515.5, if: (a) if Mona City is entirely within the boundaries of a local district that provides fire protection, paramedic, and emergency services or law enforcement service, respectively, and in the creation of which an election was not required because of Utah Code Ann. 17B-1-214(3)c; and (b) the Stanley Family annexation area proposed to be annexed to Mona City is not already within the boundaries of the local district. Conversely, the Stanley Family Annexation area will be automatically withdrawn from a local district providing fire protection, paramedic, and emergency services or a local district providing law enforcement service, as provided in Utah Code Ann. 17B-1-501 (2), if: (a) the Stanley Family Annexation area is within the boundaries of a local district that provides fire protection, paramedic, and emergency services or law enforcement service, respectively, and in the creation of which an election was not required because of Utah Code Ann 17B-1-214(3) (c); and (b) Mona City is not within the boundaries of the local district

Lyla R. Spencer,
Mona City Recorder

**MONA CITY
ORDINANCE 2018-3**

STANLEY FAMILY ANNEXATION

WHEREAS, Utah Code Ann. 10-2-402 authorizes municipalities to annex a contiguous, unincorporated area that is contiguous to the municipality into its boundaries by petition;

WHEREAS, on February 6, 2018, Mona City (hereinafter "the City") received a petition requesting that it annex certain contiguous real property into its boundaries, (approximately 35 acres) which petition was subsequently accepted by the City for further review and certified by the City recorder on March 13, 2018 who mailed notice to certification to its contact sponsor, the City Mayor, City Council and County Commission in accordance with Utah Code Ann. 10-2-405;

WHEREAS, on March 28, April 4, and 11, 2018 notice was given by publication in a newspaper of general circulation and notice of the certified petition was mailed to each affected entity in accordance with Utah Code Ann. 10-2-406;

WHEREAS, no protests were submitted to the City Recorder or County Commission against the petition within 30 days of the City Council's receipt of notice of certification (deadline: April 13, 2018) pursuant to Utah Code Ann. 10-2-407;

WHEREAS, a public hearing was properly noticed and held on April 24, 2018 at 7:30 p.m. regarding the proposed annexation pursuant to Utah Code Ann. 10-2-407;

WHEREAS, WHEREAS City Council, pursuant to Utah Code Ann. 10-2-407, desires to approve and grant the annexation petition and adopt an ordinance annexing said real property described therein;

NOW THEREFORE, be it ordained by the Council of Mona City, in the State of Utah, as follows:

SECTION 1: **ADOPTION** "12 VACATING, ANNEXATIONS, AND EASEMENTS" of the Mona City Code is hereby *added* as follows:

ADOPTION

12 Vacating, Annexations, And Easements (*Added*)

SECTION 2: **ADOPTION** "12.2 ANNEXATIONS" of the Mona City Code is hereby *added* as follows:

ADOPTION

12-2 Annexations (*Added*)

SECTION 3: **ADOPTION** "12-2-1 STANLEY FAMILY ANNEXATION" of the Mona City Code is hereby *added* as follows:

ADOPTION

12-2-1 STANLEY FAMILY ANNEXATION (Added)

1. The City Council finds:
 1. That on February 6, 2018, an annexation petition was filed with the City Recorder;
 2. That, within 30 days of receiving the annexation petition, the City Recorder sent notice of certification of the petition to the necessary parties;
 3. That, upon receiving notice of certification from the City Recorder, the City Council had such information published once a week for three consecutive weeks in a newspaper of general circulation;
 4. That notice was sent to the appropriate entities that might be affected by the proposed annexation;
 5. That the City Council did not receive, and is unaware of, any protest to the proposed annexation; and
 6. That a public hearing was properly noticed and held regarding the proposed annexation.
2. The City Council, finding that the requirements under the Utah Municipal Code for annexation by petition have been met, hereby annexes approximately 35 acres of certain contiguous real property near the south west boundary of Mona, Utah into the boundaries of the City.
3. The City Council directs the City Recorder to, within 30 days of enactment of this ordinance, file with the Utah Lieutenant Governor's office
 1. a notice of an impending boundary action and
 2. a copy of an approved final local entity plat, both of which shall meet the requirements of UCA 67-1a-16.5].
4. Upon receipt of a certificate of annexation from the lieutenant governor, the City Recorder shall submit to the Juab County Recorder the original
 1. notice of an impending boundary action sent to the lieutenant governor;
 2. certificate of annexation;
 3. approved final local entity plat; and
 4. a certified copy of this annexation ordinance.
5. The City Council further direct the City Recorder to send notice of the certified annexation to all of the following within 30 day of this adoption of this annexation ordinance
 1. Juab County Clerk;
 2. any local district or special district whose boundaries include any part of the annexed area;
 3. The Juab county School District; and
 4. any municipality whose boundaries are within one-half mile of the annexed area, which the City Council finds to be none.

SEVERABILITY CLAUSE: Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

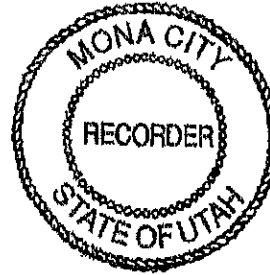
| | AYE | NAY | ABSENT | ABSTAIN |
|--------------------------------|-----|-----|--------|---------|
| Councilmember Michael Stringer | X | | | |
| Councilmember Katrina Long | X | | | |
| Councilmember Frank Riding | X | | | |
| Councilmember Jonathan Jones | X | | | |
| Councilmember Jeffrey Hearty | X | | | |

Leading Authority

William M. Mills
William M. Mills, Mayor, Mona City

Attest

Lyla R. Spencer
Lyla R. Spencer, City Recorder Mona
City



CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah Code Annotated §552-262-184 as amended, I hereby certify that the foregoing Ordinance was duly passed and published or posted at:

- 1) *Mona City Office*
 - 2) *Mona City Post Office*
 - 3) *Park 'N Ride*
 - 4) *Times News*
 - 5) *Utah Public Notice Website*
- on the above referenced dates.

Attest



Lyla R. Spencer, City Recorder, Mona
City

