

# 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 SALEM CITY, dated October 2, 2019, 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 SALEM CITY, located in Utah County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 16<sup>th</sup> day of October 2019 at Salt Lake City, Utah.



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

SPENCER J. COX  
Lieutenant Governor

Mayor  
Kurt L Christensen

# Salem City Corporation

"Modern Living in a Rural Setting"

City Council  
Howard Chuntz  
Sterling M. Rees  
Cristy Simons  
Seth Sorensen  
Craig B. Warren



PRIDE

UNITY

SERVICE

October 2, 2019

Lt. Governor  
State of Utah  
Capitol Complex Building  
P.O. Box 142325  
Salt Lake City, UT 84114-2325

## Re: NOTICE OF IMPENDING BOUNDARY ACTION

Honorable Lt. Governor:

Please find enclosed a copy of certain acreage in unincorporated Utah County that was recently annexed into Salem City titled "Berrett Annexation". All of the requirements have been met according to Utah Code Title 10 Utah Municipal Code Part 4 Annexation.

Sincerely,

Jeffrey Nielson  
Salem City Finance Director/Recorder  
(801)423-2770 ext 202  
jeffn@salemcity.org

### Property Description:

COMMENCING WEST 28.00 FEET FROM THE EAST QUARTER CORNER SECTION 1, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE ALONG THE BOUNDARY OF NORTH RIDGE ANNEXATION THE FOLLOWING 4 COURSES TO WIT: (1) WEST 1006.88 FEET; (2) SOUTH 512.13 FEET; (3) N88°45'00"W 1085.89 FEET; (4) S01°16'01"W 584.16 FEET; THENCE ALONG THE BOUNDARY OF THE SALEM CITY LIMITS THE FOLLOWING 3 COURSES TO WIT: (1) S89°39'43"E 7.13 FEET; (2) S01°15'49"W 115.44 FEET; (3) S68°23'42"E 43.12 FEET; THENCE ALONG THE SALEM EAST ANNEXATION BOUNDARY THE FOLLOWING 3 COURSES TO WIT: (1) N89°11'17"E 1118.85 FEET; (2) SOUTH 270.26 FEET; (3) EAST 894.94 FEET; THENCE ALONG THE WEST LINE OF WOODLAND HILLS DRIVE THE FOLLOWING 6 COURSES TO WIT; (1) N00°24'55"W 287.20 FEET; (2) N00°29'53"W 278.33 FEET; (3) NORTHEASTERLY 132.93 FEET ALONG THE ARC OF A 853.40 FOOT RADIUS CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 8°55'30" (THE CHORD BEARS N03°58'00"E 132.80 FEET); (4) N08°25'45"E 223.15 FEET; (5) NORTHEASTERLY 122.54 FEET ALONG THE ARC OF A 787.21 FOOT RADIUS CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 9°03'04" (THE CHORD BEARS N03°57'51"E 122.49 FEET); (6) N00°10'02"E 417.33 FEET TO THE POINT OF BEGINNING. CONTAINS 49.83 ACRES 2,170,539 sq. ft.

30 West 100 South • P.O. Box 901 • Salem, UT 84653  
Phone: 801-423-2770 • Fax: 801-423-2818 • SalemCity.org




Recorder - Jeffrey Nielson

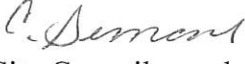
Treasurer - Tammy M. Beck


Chief of Police - Brad S. James

**ORDINANCE NO. 91819B**

ROLL CALL

<b>VOTING</b>	<b>YES</b>	<b>NO</b>
<b>KURT L CHRISTENSEN</b> Mayor (votes only in case of tie)		
<b>HOWARD CHUNTZ</b> City Council member		
<b>STERLING M. REES</b> City Council member		
<b>CRISTY SIMONS</b> City Council member		
<b>SETH SORENSEN</b> City Council member		
<b>CRAIG B. WARREN</b> City Council member		

I MOVE this ordinance be adopted:   
City Council member

I SECOND the foregoing motion:   
City Council member

ORDINANCE # 91819B

**AN ORDINANCE RE-APPROVING ANNEXING AND ZONING PROPERTY  
KNOWN AS THE BERRETT ANNEXATION**

WHEREAS, a petition has been filed with the Salem City Council by a majority of the owners representing a majority of the assessed valuation of real property hereinafter described, which property lies contiguous to the corporate limits of Salem City; and

WHEREAS, the petitioners have also submitted an accurate plat of said territory and have filed the same in the office of the Salem City recorder; and

WHEREAS, the Salem City recorder has certified that the petition complies with the requirements of Utah Code Ann. §10-2-403 (1953 as amended), as they pertain to annexations; and

WHEREAS, Salem City has accepted the petition and certified it to the Utah County Boundary Commission, pursuant to Utah Code Ann. §10-2-405, on the 17<sup>th</sup> day of October, 2018; and

WHEREAS, publication of the certification took place in the Payson Chronicle, a paper with local circulation in Salem City, on the days of December 26<sup>th</sup> 2018, January 2<sup>nd</sup> and 9<sup>th</sup>, 2019; and

WHEREAS, no protests were received concerning the annexation petition; and

WHEREAS, a public hearing was held before the Salem City Council on Wednesday the 3<sup>rd</sup> day of April, 2019 pursuant to Utah Code Ann. §10-2-407, with notice having taken place in accordance with said section; and

WHEREAS, at the public hearing, support for the annexation was voiced and discussion concerning zoning of the property was conducted; and

WHEREAS, following the public hearing the Council found there are SESD facilities in the area; and

WHEREAS, Salem City while obtaining necessary signatures on the plat map, the 30 day filing period to the Utah State Lieutenant Governor's office for the Notice of Impending Boundary Action has elapsed after the original ordinance was enacted upon on April 3, 2019; and

WHEREAS, the Salem City Council's intent is to re-approve the Berrett Annexation for resubmittal to the Lieutenant Governor's office for approval.

NOW THEREFORE, be it ordained and enacted by the Salem City Council as follows:

**I.**

The boundaries of Salem City are hereby extended so as to include and incorporate within the said City limits the following described land located in Utah County, Utah:

COMMENCING WEST 28.00 FEET FROM THE EAST QUARTER CORNER SECTION 1, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE ALONG THE BOUNDARY OF NORTH RIDGE ANNEXATION THE FOLLOWING 4 COURSES TO WIT: (1) WEST 1006.88 FEET; (2) SOUTH 512.13 FEET; (3) N88°45'00"W 1085.89 FEET; (4) S01°16'01"W 584.16 FEET; THENCE ALONG THE BOUNDARY OF THE SALEM CITY LIMITS THE FOLLOWING 3 COURSES TO WIT: (1) S89°39'43"E 7.13 FEET; (2) S01°15'49"W 115.44 FEET; (3) S68°23'42"E 43.12 FEET; THENCE ALONG THE SALEM EAST ANNEXATION BOUNDARY THE FOLLOWING 3 COURSES TO WIT: (1) N89°11'17"E 1118.85 FEET; (2) SOUTH 270.26 FEET; (3) EAST 894.94 FEET; THENCE ALONG THE WEST LINE OF WOODLAND HILLS DRIVE THE FOLLOWING 6 COURSES TO WIT; (1) N00°24'55"W 287.20 FEET; (2) N00°29'53"W 278.33 FEET; (3) NORTHEASTERLY 132.93 FEET ALONG THE ARC OF A 853.40 FOOT RADIUS CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 8°55'30" (THE CHORD BEARS N03°58'00"E 132.80 FEET); (4) N08°25'45"E 223.15 FEET; (5) NORTHEASTERLY 122.54 FEET ALONG THE ARC OF A 787.21 FOOT RADIUS CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 9°03'04" (THE CHORD BEARS N03°57'51"E 122.49 FEET); (6) N00°10'02"E 417.33 FEET TO THE POINT OF BEGINNING. CONTAINS 49.83 ACRES 2,170,539 sq. ft.

**II.**

The property is hereby zoned R-15.

**III.**

Development is conditioned on obtaining all new electrical services from Salem City and the buy-out of SESD facilities.

**IV.**

This ordinance shall not become part of the Salem City Municipal Code.

**V.**

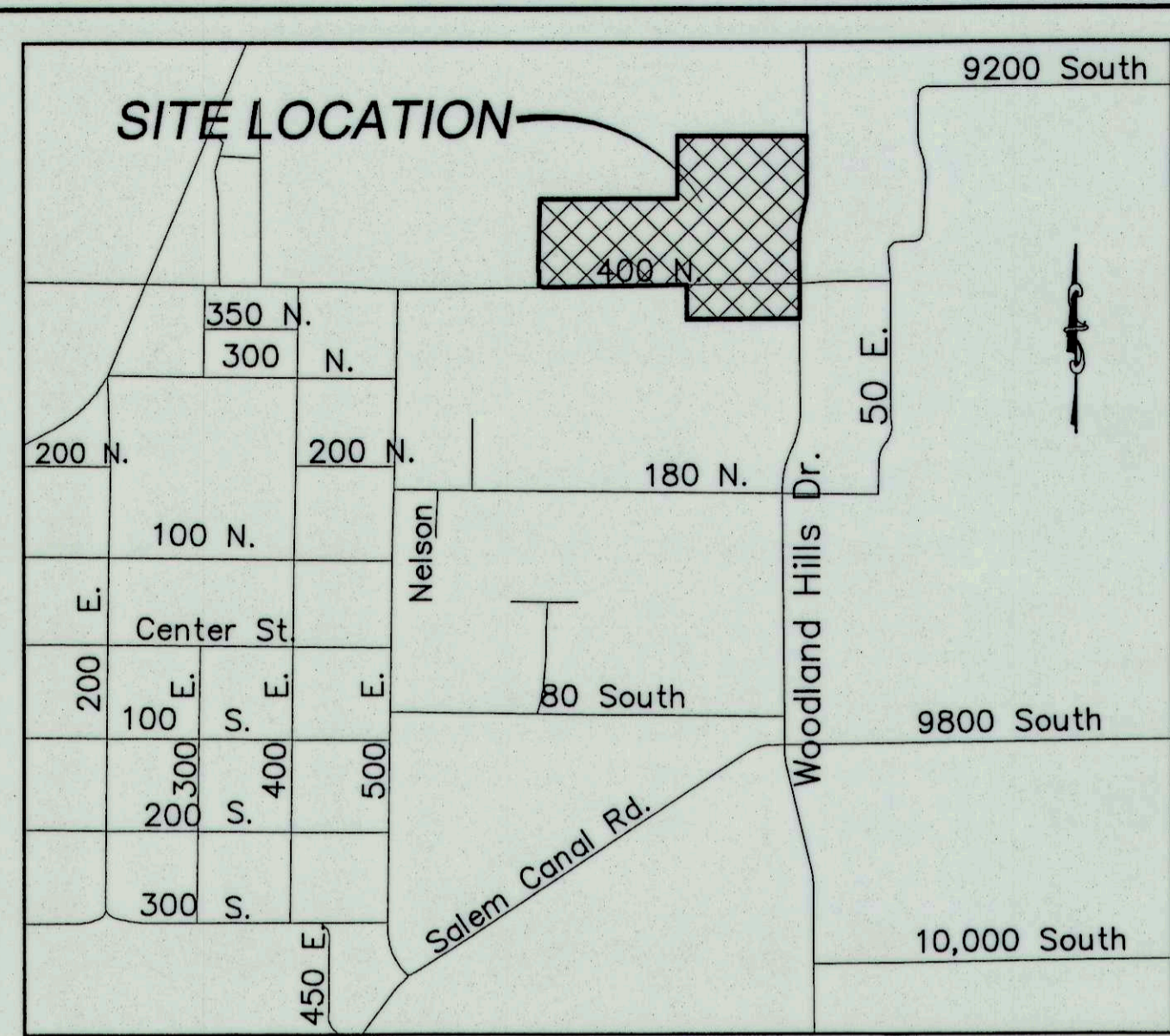
This ordinance shall become effective twenty days after posting.

DATED this 18th day of September, 2019.

  
KURT L CHRISTENSEN, Mayor

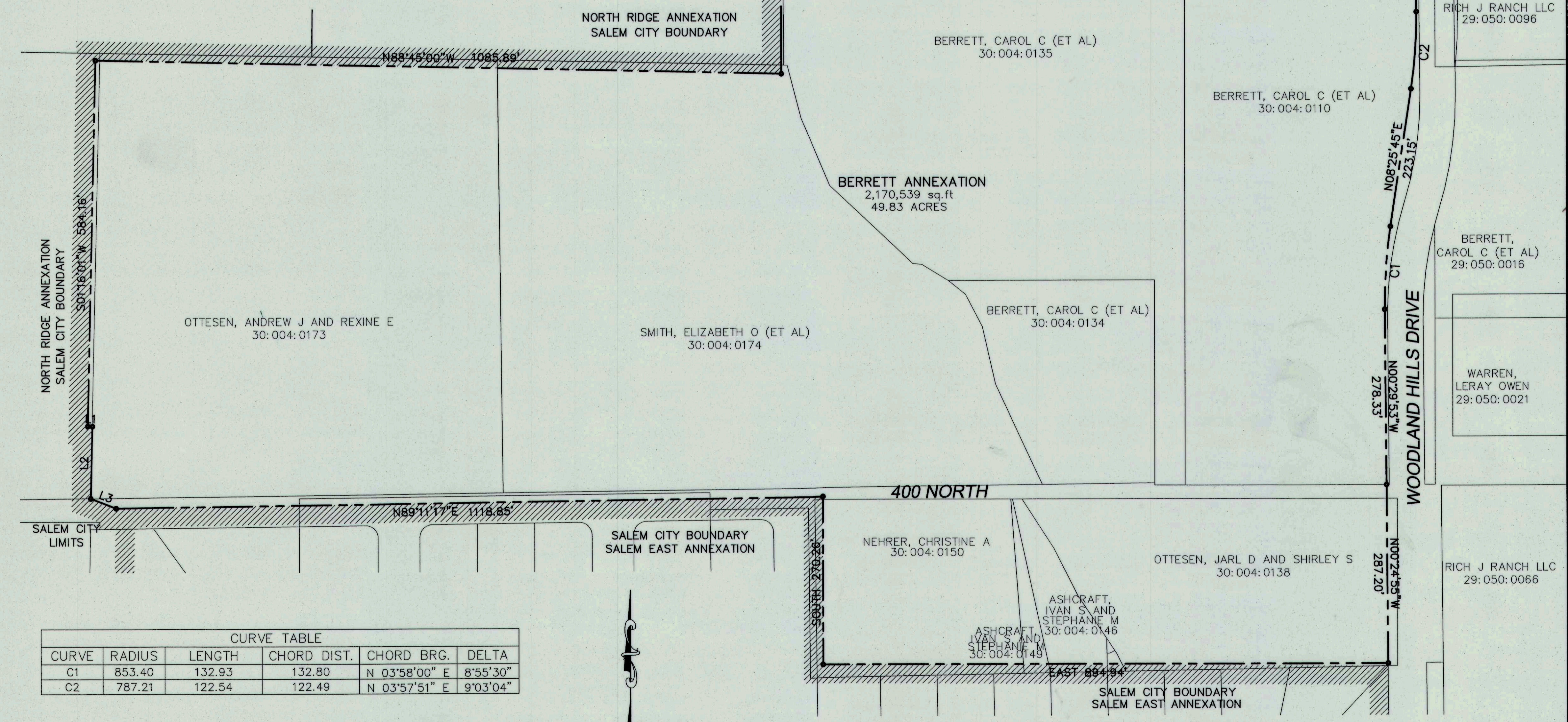
Attest:

  
JEFFREY D. NIELSON, City Recorder



VICINITY MAP  
-NTS-

EXISTING SALEM CITY BOUNDARY

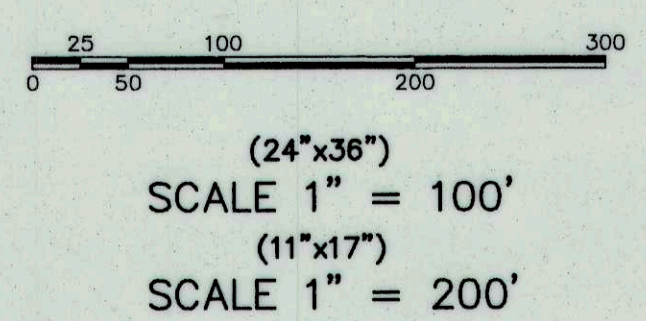


CURVE TABLE

CURVE	RADIUS	LENGTH	CHORD DIST.	CHORD BRG.	DELTA
C1	853.40	132.93	132.80	N 03°58'00" E	8°55'30"
C2	787.21	122.54	122.49	N 03°57'51" E	9°03'04"

LINE TABLE

LINE	LENGTH	BEARING
L1	7.13	S 88°39'43" E
L2	115.44	S 01°15'49" W
L3	43.12	S 68°23'42" E



**SURVEYORS CERTIFICATE**  
I, BARRY PRETTYMAN DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 166406 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT, BASED ON UTAH COUNTY NAD27, OF LAND TO BE ANNEXED INTO SALEM CITY, UTAH COUNTY, UTAH.

**BOUNDARY DESCRIPTION**  
COMMENCING WEST 28.00 FEET FROM THE EAST QUARTER CORNER OF SECTION 1, TOWNSHIP 9 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE ALONG THE BOUNDARY OF NORTH RIDGE ANNEXATION THE FOLLOWING 4 COURSES TO WIT: (1) WEST 1006.88 FEET; (2) SOUTH 512.13 FEET; (3) N88°45'00"W 1085.89 FEET; (4) S01°16'01"W 584.16 FEET; THENCE ALONG THE BOUNDARY OF THE SALEM CITY LIMITS THE FOLLOWING 3 COURSES TO WIT: (1) S89°39'43"E 7.13 FEET; (2) S01°15'49"W 115.44 FEET; (3) S68°23'42"E 43.12 FEET; THENCE ALONG THE SALEM EAST ANNEXATION BOUNDARY THE FOLLOWING 3 COURSES TO WIT: (1) N89°11'17"E 1118.85 FEET; (2) SOUTH 270.26 FEET; (3) EAST 894.94 FEET; THENCE ALONG THE WEST LINE OF WOODLAND HILLS DRIVE THE FOLLOWING 6 COURSES TO WIT: (1) N00°24'55"W 287.20 FEET; (2) N00°29'53"W 278.33 FEET; (3) NORTHEASTERLY 132.93 FEET ALONG THE ARC OF A 853.40 FOOT RADIUS CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 8°55'30" (THE CHORD BEARS N03°58'00"E 132.80 FEET); (4) N08°25'45"E 223.15 FEET; (5) NORTHEASTERLY 122.54 FEET ALONG THE ARC OF A 787.21 FOOT RADIUS CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 9°03'04" (THE CHORD BEARS N03°57'51"E 122.49 FEET); (6) N00°10'02"E 417.33 FEET TO THE POINT OF BEGINNING. CONTAINS 49.83 ACRES 2,170,539 sq.ft.

SURVEYOR *Barry L. Prettyman* DATE Dec. 11, 2018

ACCEPTANCE BY THE CITY ENGINEER  
*[Signature]* DATE 9/24/19

ACCEPTANCE BY THE LEGISLATIVE BODY  
THIS IS TO CERTIFY THAT WE THE UNDERSIGNED SALEM CITY COUNCIL HAVE ADOPTED A RESOLUTION OF ITS INTENT TO ANNEX THE TRACT OF LAND SHOWN HEREIN AND HAVE SUBSEQUENTLY ADOPTED AN ORDINANCE ANNEXING SAID TRACT INTO SALEM CITY, UTAH AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HERewith ALL IN ACCORDANCE WITH UTAH COUNTY CODE SECTION 10-2-418 AS REVISED AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS PART OF SAID CITY AND THAT SAID TRACT OF LAND IS TO BE KNOWN HEREAFTER AS THE BERRETT ANNEXATION.

DATED THIS 18 DAY OF September, 2019  
*[Signatures]*  
CITY ENGINEER  
CLERK RECORDER DATE 9/18/19

ACCEPTANCE BY UTAH COUNTY SURVEYOR  
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.  
*[Signature]* DATE September 20, 2019

UTAH COUNTY RECORDER SEAL	COUNTY SURVEYOR SEAL <i>[Seal]</i>	SURVEYOR'S SEAL <i>[Seal]</i>	NOTARY PUBLIC SEAL	CITY ENGINEER SEAL	CLERK-RECORDER SEAL <i>[Seal]</i>
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**ANNEXATION PLAT**  
**BERRETT ANNEXATION**  
SALEM CITY, UTAH COUNTY,  
UTAH