

STATE OF UTAH



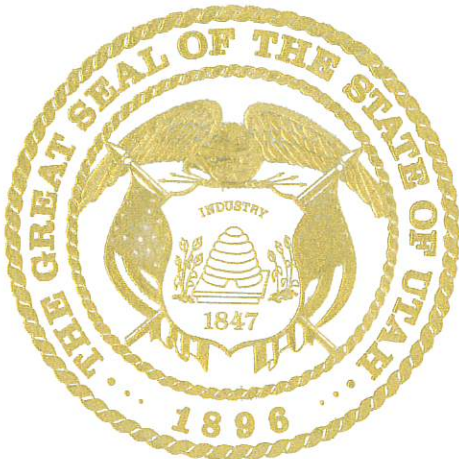
OFFICE OF THE LIEUTENANT GOVERNOR

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 WEST HAVEN CITY, dated July 17, 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 WEST HAVEN CITY, located in Weber County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 27<sup>th</sup> day of August, 2019 at Salt Lake City, Utah.



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

SPENCER J. COX  
Lieutenant Governor



4150 South 3900 West  
West Haven, Utah 84401  
(801) 731-4519

MAYOR: Sharon Bolos  
CITY RECORDER: Shanda Reney

COUNCIL MEMBERS:  
Randy Hunter  
Stephanie Carlson  
Dawnell Musselmann  
Rob Vanderwood  
  
Lacy Richards

Lieutenant Governor's Office  
Spencer J. Cox  
Utah State Capitol Complex  
Suite 220  
P.O. Box 142325  
Salt Lake City, UT 84114-2325

July 17, 2019

Re: Notice of Annexation

Dear Lt. Governor Cox:

I am submitting an annexation for property located at approx. 2700 S. 3500 W. and containing 93.744 acres.

I have included the original ordinance approving the annexation, together with a plat prepared by a licensed surveyor, and approved by the County Surveyor and City Council. Per HB 61, upon your issuance of a certificate package, such documents are to be filed with the County Surveyor in accordance with Section 17-21-20, U.C.A. showing the new boundaries of the affected area.

Please provide a certified copy of the amended articles as well as the necessary certificate package to my attention at the West Haven City Recorder's Office. Should you have any questions, please contact my office at 801-731-4519

Sincerely,

*Emily Green*  
Emily Green  
City Recorder

**ORDINANCE NO. 11-2019**

**AN ORDINANCE OF WEST HAVEN CITY, UTAH, ANNEXING CERTAIN PROPERTY LOCATED AT APPROXIMATELY 2700 SOUTH 3500 WEST, AND INCORPORATING THE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY PURSUANT TO THE PROVISIONS OF THE ORDINANCES OF WEST HAVEN CITY AS AMENDED; SETTING THE ZONING CLASSIFICATION OF SAID PROPERTY AS R-1 EXCEPT PARCEL 150880021 SHALL REMAIN ZONED M-1; ADOPTING AND ANNEXING AN EXPLANATORY MAP OF SAID PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, a petition for annexation has been submitted by the property owners requesting annexation of certain territory into the City of West Haven City and;

**WHEREAS**, the general plan and policy of the City regarding the annexation of property will be satisfied by annexing the identified property as requested since annexation of the property is necessary for the City to serve the area with utilities and other municipal services in a reasonable time and to eliminate an existing island of unincorporated which is otherwise surrounded by the City; and,

**WHEREAS**, the annexation of such territory is deemed necessary for the welfare of the residents of the City, and the property owner adjacent thereto, and is in conformity with the general policy for West Haven City for annexations; and,

**WHEREAS**, the petition for annexation of this property has been duly accepted by the City Council as the governing body of the City, and the Mayor has been authorized to sign the resolution of acceptance on behalf of the City Council; and,

**WHEREAS**, in conformance with Utah Code ("UC") §10-9-401 the governing body of the city may enact a zoning ordinance establishing regulations for land use and development within the city; and,

**WHEREAS**, West Haven City has adopted and promulgated a city zoning ordinance; and,

**WHEREAS**, the City Council finds that the City Planning Staff has recommended annexation of the property that is the subject of the petition, under the conditions of the City's Zoning Ordinance;

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF WEST HAVEN CITY, WEBER COUNTY, STATE OF UTAH AS FOLLOWS:**

**SECTION 1 - ANNEXATION OF TERRITORY.**

**1(a)** There is hereby annexed into West Haven City, County of Weber, State of Utah, and incorporated within the corporate boundaries thereof, the following described parcel of land:

### **BOUNDARY DESCRIPTION**

The Property Is Located At Approximately 2700 South 3500 West And Is Described As:

**Parcels 150920091, 150880036, 15088004, 150880025, 150880021, 150880026, 150880009, 150870011**

A PART OF THE EAST HALF OF SECTION 33, AND THE NORTHWEST QUARTER OF SECTION 34, TOWNSHIP 6 NORTH, RANGE 2 WEST, OF THE SALT LAKE BASE AND MERIDIAN.  
BEGINNING AT A POINT ON THE WEST RIGHT-OF-WAY LINE OF 3500 WEST STREET BEING LOCATED SOUTH 00°55'10" WEST 964.75 FEET ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 33 SAID LINE BEING COMMON TO THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 34 AND NORTH 89°09'33" WEST 40.00 FEET; RUNNING THENCE SOUTH 89°09'33" EAST 660.81 FEET; THENCE NORTH 00°55'08" EAST 150.00 FEET; THENCE NORTH 89°09'33" WEST 39.87 FEET; THENCE NORTH 00°56'44" EAST 150.08 FEET; THENCE SOUTH 89°03'16" EAST 525.56 FEET; THENCE SOUTH 28°08'29" WEST 746.68 FEET; THENCE NORTH 89°11'13" WEST 725.00 FEET TO THE EAST RIGHT-OF-WAY LINE OF SAID 3500 WEST STREET; THENCE ALONG SAID EAST RIGHT-OF-WAY LINE SOUTH 00°55'10" WEST 1329.49 FEET TO THE SOUTH LINE OF SAID NORTHWEST QUARTER; THENCE NORTH 89°12'56" WEST 40.00 FEET ALONG SAID SOUTH LINE TO THE EAST QUARTER CORNER OF SAID SECTION 33 SAID POINT ALSO BEING THE WEST QUARTER CORNER OF SAID SECTION 34; THENCE ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 33 NORTH 89°08'45" WEST 1349.94 FEET; THENCE SOUTH 00°49'43" WEST 657.37 FEET; THENCE NORTH 89°10'17" WEST 649.68 FEET; THENCE NORTH 01°04'08" EAST 657.67 FEET; THENCE SOUTH 89°08'45" EAST 260.10 FEET; THENCE NORTH 00°42'35" EAST 2659.56 FEET TO THE NORTH LINE OF SAID NORTHEAST QUARTER; THENCE ALONG SAID NORTH LINE SOUTH 89°07'43" EAST 419.87 FEET; THENCE SOUTH 00°53'06" WEST 1042.42 FEET; THENCE SOUTH 89°08'53" EAST 975.00 FEET; THENCE SOUTH 00°55'10" WEST 14.71 FEET; THENCE SOUTH 89°24'59" EAST 311.01 FEET TO SAID WEST RIGHT-OF-WAY LINE; THENCE ALONG SAID WEST RIGHT-OF-WAY LINE NORTH 00°55'10" EAST 90.47 FEET TO THE POINT OF BEGINNING.

CONTAINING 95.705 AC, MORE OR LESS.

**1(b)** Zoning for the annexed property is set at and the property is declared to be zoned as R-1 except parcel **150880021** shall remain zoned M-1.

### **SECTION 2 - NEW CORPORATE LIMITS.**

The corporate limits of the City of West Haven City are extended and increased to include and embrace within the corporate limits of the City, the territory described and such territory is declared to be a part of the City of West Haven City.

### **SECTION 3 - CLASSIFICATION FOR ZONING PURPOSES.**

Under the West Haven City Zoning Ordinance and General Plan, the territory annexed is classified as R-1 except parcel **150880021** shall remain zoned M-1.

**SECTION 4 - PRIOR ORDINANCES AND RESOLUTIONS:**

The body and substance of all prior Ordinances and Resolutions, with their provisions, where not otherwise in conflict with this Ordinance, are reaffirmed and readopted.

**SECTION 5 - REPEALER OF CONFLICTING ENACTMENTS:**

All orders, ordinances and resolutions regarding the changes enacted and adopted which have heretofore been adopted by the City, or parts thereof, which conflict with this Ordinance, are, for such conflict, repealed, except this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

**SECTION 6 - SAVINGS CLAUSE:**

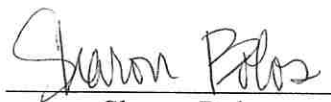
If any provision of this Ordinance shall be held or deemed to be or shall be invalid, inoperative or unenforceable for any reason, such reason shall not render any other provision or provisions invalid, inoperative or unenforceable to any extent whatever, this Ordinance being deemed to be the separate independent and severable act of the City Council of West Haven City.

**SECTION 7 - EFFECTIVE DATE.**

This Ordinance shall be effective on the 7<sup>th</sup> day of August, 2019, and after publication or posting as required by law.


DATED this 7<sup>th</sup> day of August, 2019

**WEST HAVEN CITY**



Sharon Bolos  
Mayor

**ATTESTED AND RECORDED:**

  
Emily Green  
City Recorder

STATE OF UTAH }  
COUNTY OF WEBER } SS

I HEREBY CERTIFY THAT THIS IS A TRUE COPY  
OF THE DOCUMENT THAT APPEARS ON  
RECORD IN MY OFFICE.

WITNESS MY HAND AND SEAL  
THIS 29th DAY OF July 2019  
LEANN H. KILTS, WEBER COUNTY RECORDER/  
SURVEYOR

BY: [Signature] DEPUTY

# ANNEXATION TO WEST HAVEN CITY

ORDINANCE NO. 11-2019

LOCATED IN THE EAST HALF OF SECTION 33, AND THE NORTHWEST QUARTER OF SECTION 34,  
TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN,  
WEST HAVEN CITY, WEBER COUNTY, UTAH JULY, 2019

## BOUNDARY DESCRIPTION

A PART OF THE EAST HALF OF SECTION 33, AND THE NORTHWEST QUARTER OF SECTION 34, TOWNSHIP 6 NORTH, RANGE 2 WEST, OF THE SALT LAKE BASE AND MERIDIAN BEGINNING AT A POINT ON THE WEST RIGHT-OF-WAY LINE OF 3500 WEST STREET BEING LOCATED SOUTH 00°55'10" WEST 964.75 FEET ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 33 SAID LINE BEING COMMON TO THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 34 AND NORTH 89°09'33" WEST 40.00 FEET; RUNNING THENCE SOUTH 89°09'33" EAST 660.81 FEET; THENCE NORTH 00°55'08" EAST 150.00 FEET; THENCE NORTH 89°09'33" WEST 39.87 FEET; THENCE NORTH 00°56'44" EAST 150.08 FEET; THENCE SOUTH 89°03'16" EAST 525.56 FEET; THENCE SOUTH 28°08'29" WEST 748.68 FEET; THENCE NORTH 89°11'13" WEST 725.00 FEET TO THE EAST RIGHT-OF-WAY LINE OF SAID 3500 WEST STREET; THENCE ALONG SAID EAST RIGHT-OF-WAY LINE SOUTH 00°55'10" WEST 1329.49 FEET TO THE SOUTH LINE OF SAID NORTHWEST QUARTER; THENCE NORTH 89°12'56" WEST 40.00 FEET ALONG SAID SOUTH LINE TO THE EAST QUARTER CORNER OF SAID SECTION 33 SAID POINT ALSO BEING THE WEST QUARTER CORNER OF SAID SECTION 34; THENCE ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 33 NORTH 89°08'45" WEST 1349.94 FEET; THENCE SOUTH 00°49'43" WEST 657.37 FEET; THENCE NORTH 89°10'17" WEST 649.68 FEET; THENCE NORTH 01°04'08" EAST 657.67 FEET; THENCE SOUTH 89°08'45" EAST 260.10 FEET; THENCE NORTH 00°42'35" EAST 2659.56 FEET TO THE NORTH LINE OF SAID NORTHEAST QUARTER; THENCE ALONG SAID NORTH LINE SOUTH 89°07'43" EAST 419.87 FEET; THENCE SOUTH 00°53'06" WEST 1042.42 FEET; THENCE SOUTH 89°08'53" EAST 975.00 FEET; THENCE SOUTH 00°55'10" WEST 14.71 FEET; THENCE SOUTH 89°24'59" EAST 311.01 FEET TO SAID WEST RIGHT-OF-WAY LINE; THENCE ALONG SAID WEST RIGHT-OF-WAY LINE NORTH 00°55'10" EAST 90.47 FEET TO THE POINT OF BEGINNING. CONTAINING 95.705 AC, MORE OR LESS

## WEBER COUNTY SURVEYOR

I HEREBY CERTIFY THAT THE WEBER COUNTY SURVEYOR'S OFFICE HAS REVIEWED THIS PLAT AND ALL CONDITIONS FOR APPROVAL BY THIS OFFICE HAVE BEEN SATISFIED. THE APPROVAL OF THIS PLAT BY THE WEBER COUNTY SURVEYOR DOES NOT RELIEVE THE LICENSED LAND SURVEYOR WHO EXECUTED THIS PLAT FROM THE RESPONSIBILITIES AND/OR LIABILITIES ASSOCIATED THEREWITH.

APPROVED THIS 29th DAY OF July 2019.

## OWNER'S AFFIDAVIT

I, THE UNDERSIGNED OWNER(S) OF THE HEREON DESCRIBED TRACT OF LAND, HAVING CAUSED THE SAME TO BE ANNEXED INTO WEST HAVEN CITY.

SIGNED THIS 29th DAY OF July 2019.

[Signature] OWNER'S AFFIDAVIT

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SIGNED THIS 29th DAY OF July 2019.

[Signature] OWNER'S AFFIDAVIT

## WEST HAVEN CITY ACCEPTANCE

I, Emilia Green CERTIFY THAT I AM THE DULY APPOINTED, QUALIFIED CITY RECORDER OF WEST HAVEN CITY, A MUNICIPAL CORPORATION OF UTAH, AND THAT THE ABOVE AND FOREGOING PLAT OF LAND SOUGHT TO BE ANNEXED TO SAID CITY WITH THE PETITION OF CERTAIN OWNERS OF REAL PROPERTY EMBRACED THEREIN FOR SUCH ANNEXATION WERE FILED IN MY OFFICE ON THE 19th DAY OF August, 2019. THAT THE QUESTION OF SUCH ANNEXATION WAS DULY SUBMITTED TO AND VOTED ON BY THE COUNCIL OF WEST HAVEN CITY AT ITS MEETING DULY CONVENED AND HELD ON THE 1st DAY OF August, 2019, THAT ON SUCH VOTE, MORE THAN TWO THIRDS OF ALL MEMBERS OF SAID COUNCIL WERE IN FAVOR OF SUCH ANNEXATION AND THAT THE FOREGOING PLAT IS THE VERY SAME PLAT REFERRED TO IN WEST HAVEN CITY ORDINANCE NO. 11-2019 DULY ORDAINED BY SAID COUNCIL ON THE 1st DAY OF August, 2019, DECLARING SUCH ANNEXATION.

WITNESS MY HAND AND OFFICIAL SEAL

THIS 7th DAY OF August 2019.

[Signature] APPROVED - WEST HAVEN CITY MAYOR

[Signature] WEST HAVEN CITY RECORDER

## NARRATIVE

THE PURPOSE OF THE SURVEY WAS TO ANNEX PARCELS 150870011, 150880009, 150880026, 150880036, 150880004, 150880025, 150880021, AND 150920091 INTO WEST HAVEN CITY AS SHOWN AND DESCRIBED HEREON. VESTING DEEDS RECORDED AS ENTRY NUMBERS 1436307, 2457992, 2703885, 2070151, 2902735, 2703887, 2809577 AND DEED OF ADJOINING PROPERTIES, ALONG WITH RECORDED SURVEY NUMBERS 4343 (GREAT BASIN), 2104 (LANDMARK), 5726 (GARDNER), FOUND PROPERTY CORNERS AS NOTED HEREON AND WEBER COUNTY SURVEY MONUMENTATION SURROUNDING SECTION 33, TOWNSHIP 6 NORTH, RANGE 2 WEST, OF THE SALT LAKE BASE AND MERIDIAN WERE USED TO DETERMINE PROPERTY BOUNDARIES. THE BASIS OF BEARING IS THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 33 WHICH BEARS SOUTH 89°07'43" EAST, WEBER COUNTY, UTAH NORTH, NAD 83 STATE PLANE GRID BEARING.

## SURVEYOR'S CERTIFICATE

I, KLINT H. WHITNEY, DO HEREBY CERTIFY THAT I AM A LICENSED PROFESSIONAL LAND SURVEYOR IN THE STATE OF UTAH AND THAT I HOLD CERTIFICATE NO. 8227228 IN ACCORDANCE WITH TITLE 58, CHAPTER 22, OF THE PROFESSIONAL ENGINEERS AND LAND SURVEYORS ACT; I FURTHER CERTIFY THAT BY AUTHORITY OF THE OWNERS I HAVE COMPLETED A SURVEY OF THE PROPERTY DESCRIBED ON THIS RECORD OF SURVEY PLAT IN ACCORDANCE WITH SECTION 17-23-20 AND HAVE VERIFIED ALL MEASUREMENTS, THAT THE REFERENCE MONUMENTS SHOWN ON THIS RECORD OF SURVEY PLAT ARE LOCATED AS INDICATED AND ARE SUFFICIENT TO RETRACE OR REESTABLISH THIS SURVEY, AND THAT THE INFORMATION SHOWN HEREIN IS SUFFICIENT TO ACCURATELY ESTABLISH THE LATERAL BOUNDARIES OF THE HEREIN DESCRIBED TRACT OF REAL PROPERTY.

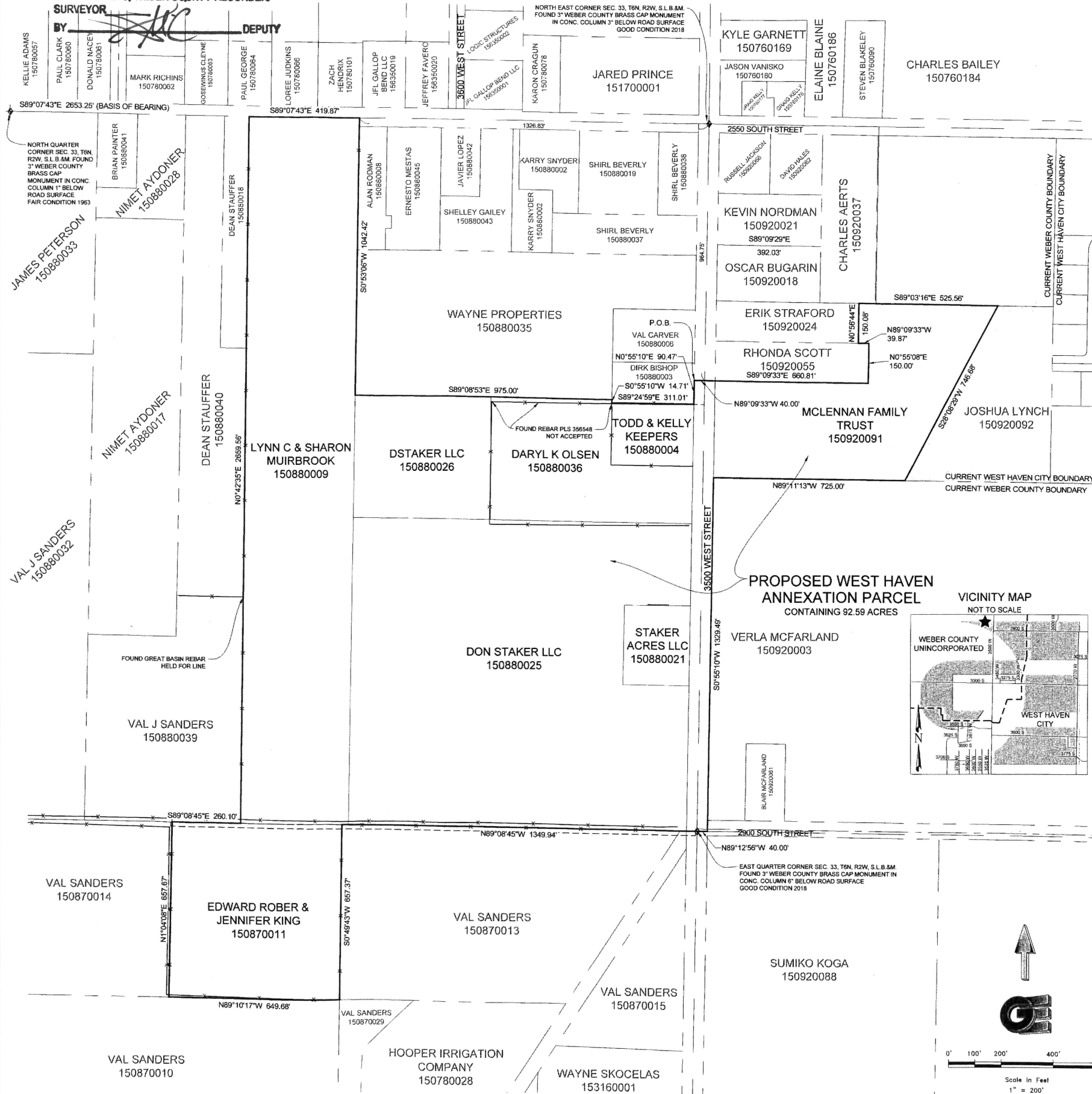
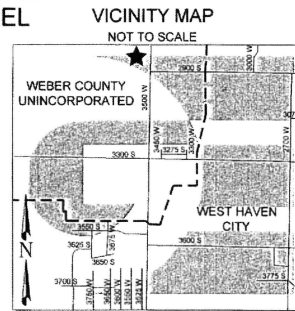
SIGNED THIS 29th DAY OF July 2019.

## LEGEND

- ◆ WEBER COUNTY MONUMENT AS NOTED
- SET 24" REBAR AND CAP MARKED GARDNER ENGINEERING
- ANNEXATION BOUNDARY
- - - CENTER LINE
- - - ADJACENT PARCEL
- - - SECTION LINE
- × EXISTING FENCE LINE

[Professional Seal: Klint H. Whitney, Professional Land Surveyor, No. 8227228, State of Utah]

KLINT H. WHITNEY, PLS NO. 8227228



REVISIONS	DATE	DESCRIPTION

ANNEXATION PLAT  
 PARCELS 150870011, 150880009, 150880026, 150880036,  
 150880004, 150880021, 150880004, 150920091  
 LOCATED IN THE EAST HALF OF SECTION 33,  
 TOWNSHIP 6 NORTH, RANGE 2 WEST, S.L.B. AND M.

**GARDNER ENGINEERING**  
 CIVIL & LAND PLANNING  
 MUNICIPAL & LAND SURVEYING  
 5150 SOUTH 375 EAST OGDEN, UT  
 OFFICE: 801-476-0202 FAX: 801-476-0066

COUNTY RECORDER

ENTRY NO. \_\_\_\_\_ FEE PAID \_\_\_\_\_

FILED FOR AND RECORDED \_\_\_\_\_

AT \_\_\_\_\_ IN BOOK \_\_\_\_\_ OF OFFICIAL \_\_\_\_\_

RECORDS, PAGE \_\_\_\_\_, RECORDED \_\_\_\_\_

FOR \_\_\_\_\_

COUNTY RECORDER \_\_\_\_\_

BY: \_\_\_\_\_