

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 MONA CITY, dated November 26, 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 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 11th day of December 2019 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



November 26, 2019

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
BCR Barnes Bullet Property

Dear Lieutenant Governor Cox:

We are submitting to you a Notice of Annexation for the BCR Barnes Bullet 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 2019-3; and,
- An approved final local entity plat 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 - CMC
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 September 24, 2019 the Mona City Council received notice of certification from the city recorder concerning a petition requesting annexation of approximately 72.89 acres into the city, pursuant to Utah Code Ann. 10-2-405 (2) c (i). The name of the petition is the **Barnes Bullet (BCR)** Annexation petition. The proposed annexation comprises the following legally described area:

BOUNDARY DESCRIPTION

Beginning at a point on the existing Mona City boundary being N 00°56'31" W 598.77 feet along the section line from the South Quarter Corner of Section 33, Township 11 South, Range 1 East, Salt Lake Base and Meridian; thence the next 8 courses along the existing Mona City boundary, (1) N 89°48'38" W 366.28 feet, (2) S 00°22'12" W 572.98 feet, (3) S 89°05'03" W 375.21 feet, (4) along a 1423.85 foot radius curve to the left for 573.62 feet with a chord of N 12°40'59" W 569.75 feet, (5) N 67°18'47" W 288.81 feet, (6) Northwesterly along a 23088.31 foot radius curve to the left for 118.59 feet with a chord of N 11°33'13" E 118.59 feet, (7) N 08°03'50" E 403.28 feet, (8) along a 23068.85 foot radius curve to the left for 2769.29 feet with a chord of N 06°58'02" E 2767.63 feet to the 1/16 section line; thence N 89°02'00" E 665.45 feet to the Northeast corner of the Southeast quarter of the Northwest quarter of said Section 33; thence S 00°56'31" E 3363.84 feet along the quarter section line to the point of beginning.
Containing 72.89 acres.

Affecting parcels XB1757-1-1-2, XB17556-2-1, part of XB1759-1

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 November 8th, 2019 to be considered.

The **Barnes Bullet (BCR)** 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 **Barnes Bullet (BCR)** annexation area proposed to be annexed to Mona City is not already within the boundaries of the local district. Conversely, the **Barnes Bullet (BCR)** 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 **Barnes Bullet (BCR)** 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 - CMC
Mona City Recorder

**MONA CITY
ORDINANCE 2019-1
BCR BARNES BULLETS ANNEXATION**

COPY

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 August 27, 2019, Mona City (hereinafter “the City”) received a petition requesting that it annex certain contiguous real property into its boundaries, (approximately 72.89 acres) which petition was subsequently accepted by the City for further review and certified by the City Recorder on September 24, 2019 who mailed notice of certification to its contact sponsor, the City Mayor, Council and County Commission in accordance with Utah Code Ann. 10-2-405

WHEREAS, on October 2, October 9, and October 16, 2019 notice was given by publication in a newspaper of general circulation and noticed of the certified petition was mailed to each affected entity in accordance with Utah Code Ann. 10-02-406;

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: October 24, 2019) pursuant to Utah Code Ann. 10-2-407;

WHEREAS, a public hearing was properly noticed and held on November 12, 2019 at 7:30 p.m. regarding the proposed annexation pursuant to Utah Code Ann. 10-2-407;

WHEREAS, City Council, pursuant to Utah Code Ann. 10-2-407, desires to approve and grant the annexation petition and adopt and 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:

THE MONA CITY CODE IS HEREBY **ADDED AS FOLLOWS**:

SECTION 1: ADOPTION “12 vacating, annexations, and easements”

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 Annexation (Added)

SECTION 3: ADOPTION “12-2-2 BARNES BULLETS (BCR) ANNEXATION” of the Mona City Code is hereby *added* follows:

12-2-2 BARNES BULLETS (BCR) ANNEXATION (*Added*)

1. The City Council finds:
 1. That on August 27, 2019, 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 the 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 requirement under the Utah Municipal Code for annexation by petition have been met, hereby annexes approximately 72.89 acres of certain contiguous real property near the east 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 -(6.5).
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 boundar 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 directs the City Recorder to send notice of the certified annexation to all of the following within 30 days 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 decisions shall not affect the validity of the Ordinances a whole or any part there of other than the part so declared to be unconstitutional or invalid.

	AYE	NAY	ABSENT	ABSTAIN
Councilmember Randy Christensen	<u>X</u>	_____	_____	_____
Councilmember Katrina Long	<u>X</u>	_____	_____	_____
Councilmember Jay Mecham	<u>X</u>	_____	_____	_____
Councilmember Frank Riding	<u>X</u>	_____	_____	_____
Councilmember Micheal Stringer	<u>X</u>	_____	_____	_____

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

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

1. *Mona City Office*
2. *United States Post Office, Mona Utah Branch*
3. *Gaydean's Sweet Art*
4. *Times News: Nephi Utah*
5. *Utah Public Website*

on the above referenced dates.

Attest



Lyla R. Spencer - CMC
Mona City Recorder

COPY

Leading Authority

Attest

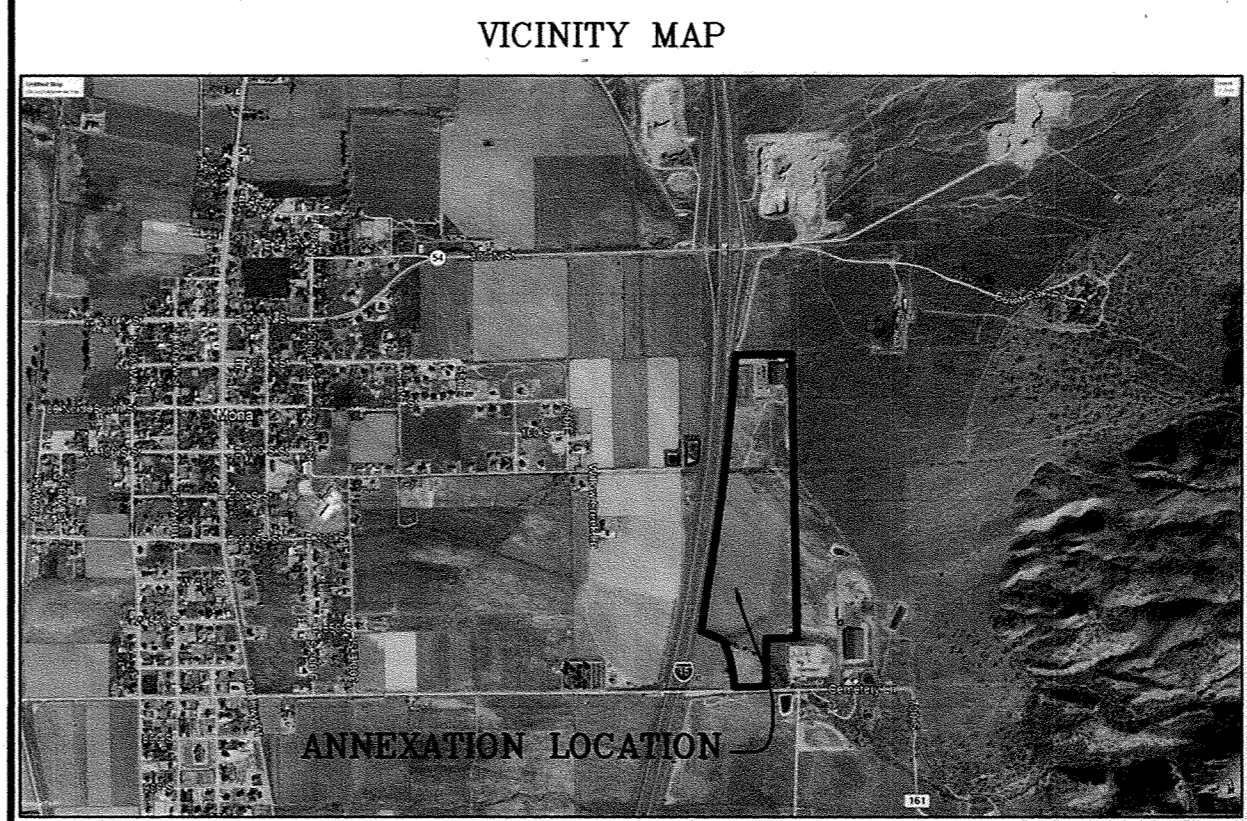
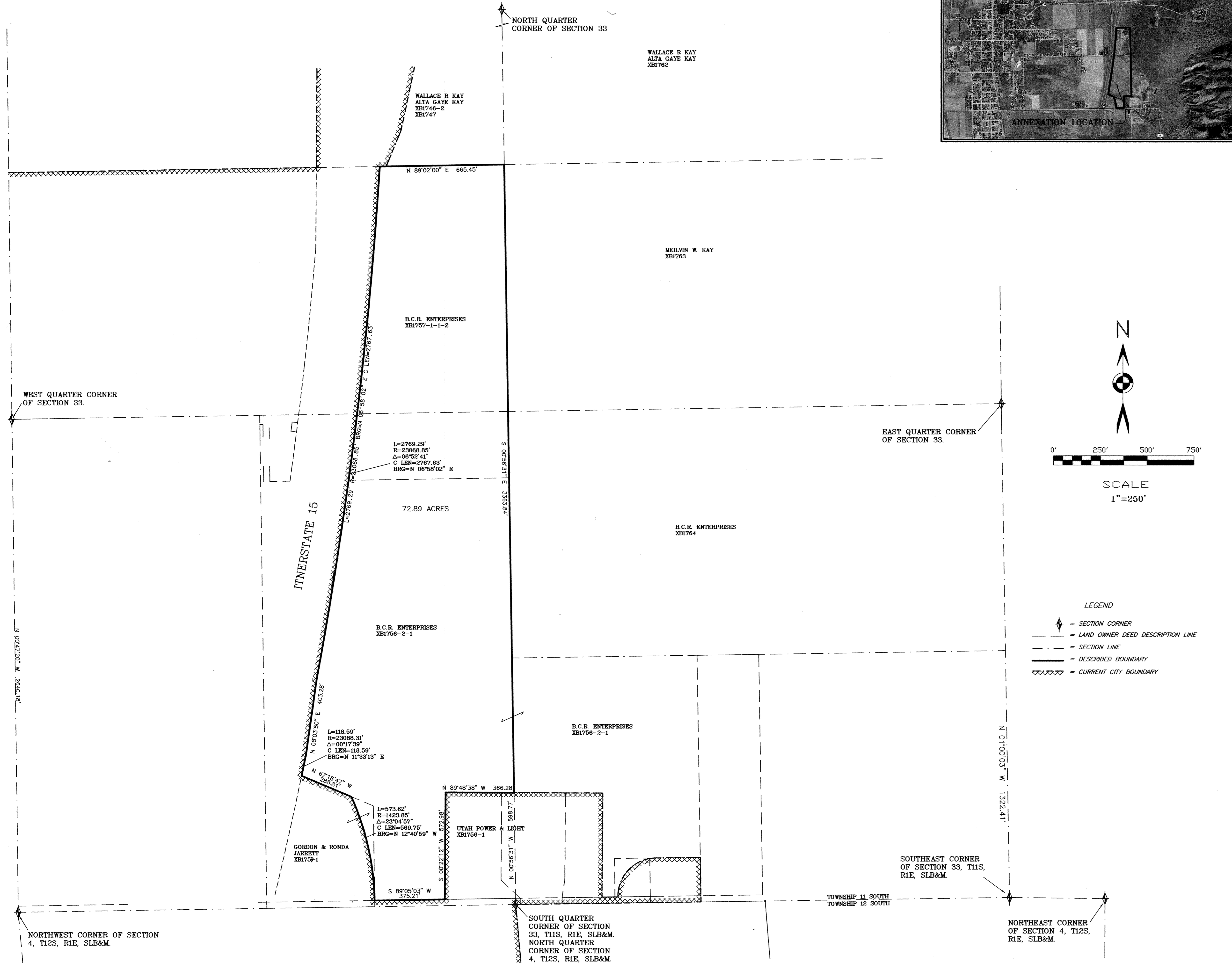
William M. Mills
William M. Mills, Mayor
Mona City

Lyla R. Spencer - CMC
Lyla R. Spencer - CMC
Mona City Recorder



B.C.R. ANNEXATION

PART OF SECTION 33, TOWNSHIP 11 SOUTH, RANGE 1 EAST



SURVEYOR'S CERTIFICATE

I, DARYL N. PENROD, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR IN THE STATE OF UTAH, AND THAT I HOLD CERTIFICATE NO. 5331527 AS PRESCRIBED UNDER TITLE 58, CHAPTER 22, PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS LICENSING ACT. I FURTHER CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND ANNEXED TO THE CITY OF MONA, JUAB COUNTY, UTAH.

BOUNDARY DESCRIPTION

Beginning at a point on the existing Mona City boundary being N 00°56'31" W 598.77 feet along the section line from the South Quarter Corner of Section 33, Township 11 South, Range 1 East, Salt Lake Base and Meridian; thence the next 8 courses along the existing Mona City boundary, (1) N 89°48'38" W 366.28 feet, (2) S 00°22'12" W 572.98 feet, (3) S 89°05'03" W 375.21 feet, (4) along a 1423.85 foot radius curve to the left for 573.62 feet with a chord of N 12°40'59" W 569.75 feet, (5) N 67°18'47" W 288.81 feet, (6) Northwestly along a 23088.31 foot radius curve to the left for 118.59 feet with a chord of N 11°33'13" E 118.59 feet, (7) N 68°03'50" E 403.28 feet, (8) along a 23068.85 foot radius curve to the left for 2769.29 feet with a chord of N 06°58'02" E 2767.63 feet to the 1/16 section line; thence N 89°02'00" E 665.45 feet to the Northeast corner of the Southeast quarter of the Northwest quarter of said Section 33; thence S 00°56'31" E 3363.84 feet along the quarter section line to the point of beginning. Containing 72.89 acres.

Affecting parcels XBI757-1-1-2, XBI7556-2-1, part of XBI759-1

BASIS OF BEARING = US State Plane (1983) Utah Central Zone.

November 26, 2019
 DATE

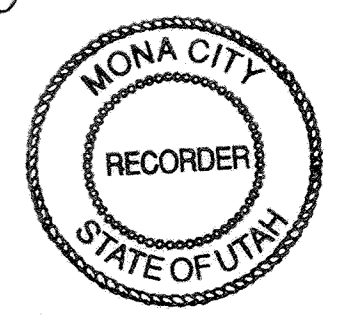
DARYL N. PENROD
 No. 5331527
 PROFESSIONAL LAND SURVEYOR

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE MEMBERS OF THE MONA CITY COUNCIL HAVE RECEIVED A PETITION BY A MAJORITY OF OWNERS, OR HAVE MADE RESOLUTION FOR THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF MONA; AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HERewith ALL IN ACCORDANCE WITH THE UTAH CODE ANNOTATED 10-2-401 ET SEQ. AS REVISED; AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF SAID CITY; AND SAID TRACT OF LAND IS TO BE KNOWN HEREAFTER AS THE B.C.R. ANNEXATION.

This 12th day of November, A.D. 2019.

William M. Mills, Mayor
 Council
 Michael R. Stinger, Council
 Randy Christensen, Council
 Lisa R. Spence, Clerk-Recorder
 APPROVED: City Attorney
 ATTEST: Clerk-Recorder



COUNTY SURVEYOR

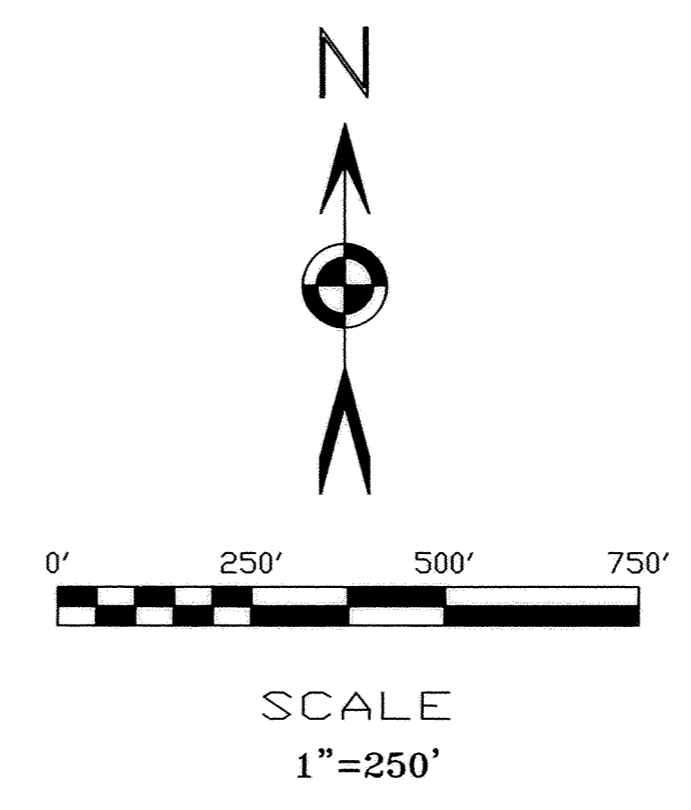
Approved in compliance with Section 17-23-20 of the Utah Code this 4th day of Dec., 2019.

Craig J. Sperry, Juab County Surveyor
 Stephen L. Ludlow, License No. 152774

ANNEXATION PLAT

B.C.R. ANNEXATION

CITY OF MONA, JUAB COUNTY, UTAH
 SCALE 1" = 250 FEET
 COUNTY RECORDER



- LEGEND
- ◆ = SECTION CORNER
 - = LAND OWNER DEED DESCRIPTION LINE
 - - - = SECTION LINE
 - = DESCRIBED BOUNDARY
 - XXXXX = CURRENT CITY BOUNDARY