

# 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 TOWN OF NEW HARMONY, dated October 3, 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 TOWN OF NEW HARMONY, located in Washington County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 17<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

October 3, 2019

Spencer J. Cox  
Lieutenant Governor of the State of Utah  
P. O. Box 142325  
350 North State Street #220  
Salt Lake City, Utah 84114-2325

Re: Notice of Impending Boundary Action

Dear Mr. Cox:

In accordance with Utah Code Ann. 10-2-425(1)(a) and 67-1a-6.5(3), this letter shall serve as notice given by the Town of New Harmony, Utah of an impending boundary action for which the Town of New Harmon seeks the issuance of a Certificate of Annexation from the office of the Lieutenant Governor.

As required by statute, this letter shall also serve as verification that all requirements pertaining to the annexation of the territory described in the annexation plat attached hereto and designated as "2019-1 Annexation to New Harmony Town" have been met.

  
\_\_\_\_\_  
Joel Webster  
Mayor

Attest:

  
\_\_\_\_\_  
Doneva Hecker, Town Clerk

Ordinance No. \_\_\_\_\_

AN ORDINANCE OF THE TOWN COUNCIL OF NEW HARMONY, UTAH, APPROVING THE ANNEXATION OF 5 ACRES OF PROPERTY INCLUDED IN PETITION FOR ANNEXATION 2019-1, AND AMENDING THE TOWN OF NEW HARMONY ZONING MAP TO REFLECT THE ZONING OF SAID PROPERTY AS RR-2 UPON ANNEXATION.

WHEREAS the Town Clerk of New Harmony, Utah has received Petition for Annexation 2019-1, together with a plat map showing territory proposed to be annexed into the Town of New Harmony, and requesting that the property described in said petition be annexed into the corporate limits of the Town of New Harmony; and

WHEREAS said petition has been signed by all owners of said real property who own 100% in value of all real property proposed for annexation as shown in the last assessment roll; and

WHEREAS said petition and plat were duly accepted for further consideration by the New Harmony Town Council on the 31<sup>st</sup> day of July, 2019; and

WHEREAS notice as required by law has been given to the public and to all affected entities regarding the proposed annexation; and

WHEREAS said petition for annexation was certified by the Town Clerk as having met all requirements of Utah law on the 19<sup>th</sup> day of August, 2019; and

WHEREAS no protest to the proposed annexation has been received by the Washington County Boundary Commission after publication of notice as required by Utah law; and

WHEREAS notice of public hearing for consideration and approval of this annexation ordinance has been given in the manner prescribed by Utah law; and

WHEREAS said Town Council, after examining said petition and after having the petition reviewed by the Town staff, having considered the circumstances thereof at a properly advertised and noticed public hearing, and after finding that said proposed annexation is consistent and in keeping with the Town's Annexation Policy Declaration and General Plan,

BE IT HEREBY ORDAINED by the Town Council of the Town of New Harmony, Utah as follows:

Section 1. Annexation of Territory. The Town of New Harmony corporate boundaries are hereby enlarged and extended to include the following described real property:

Commencing at the Center 1/4 Corner of Section 22, T 38 S, R 13 W, SLB&M; Thence N 00°21'12" W, along the Center Section line a distance of 421.41 feet and N 90°00'00" W, a distance of 48.66 feet to the POB, said point being the NE Corner of the Goodwin Addition Annexation to New Harmony Town as shown on Entry #00384714, Official Washington County Records; Thence N 89°56'17" W, a distance of 617.90 feet to the NW Corner of said Annexation, to a point on the Easterly line of the Leavitt Addition Annexation to New Harmony Town as shown on Entry #00383754, Official Washington County Records; Thence N 00°21'21" W along said line a distance of 353.30 feet, to the SW Corner of the Hunt Addition Annexation to New Harmony Town as shown on Entry #00485074, Official Washington County Records; Thence S 89°56'33" E, a distance of 614.54 feet, to the SE Corner of said Annexation, said point being on the Westerly right of way line of 400 East Street; Thence S 00°53'51" E, along said 400 East Street a distance of 353.49 feet, to the POB. Contains: 5.00 acres

Section 2. Zoning. The territory described herein is hereby zoned and shall be designated on the Town of New Harmony Zoning map as RR-2.

Section 3. General Jurisdiction. The annexed territory described herein shall henceforth be within the Town of New Harmony corporate limits and shall be zoned as provided in section 2 hereof. All ordinances, resolutions, rules, regulations and procedures of or pertaining to the Town of New Harmony are extended over and made applicable and pertinent to the above annexed territory, and all public streets, blocks, alleys and rights of way within said tract shall be controlled and governed by the ordinances, rules and regulations of the Town of New Harmony.

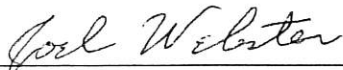
Section 4. Filings and Notice. The Town Clerk of the Town of New Harmony is hereby directed to file with the Lieutenant Governor of the State of Utah within 60 days of the date of adoption of this ordinance a Notice of Impending Boundary Action accompanied by a copy of the signed and accepted annexation plat designated as 2019-1 Annexation to New Harmony Town, and, after receipt of a Certificate of Annexation, to file said Certificate, together with this ordinance and said plat, at the office of the Washington County Recorder, and to send notice thereof to each affected entity and the Department of Health, and to take any and all other steps required by law.

Section 5. Effective Date of Annexation. The above annexation shall not become effective until a Certificate of Annexation has been issued by the Lieutenant Governor of the State of Utah.


Section 6. Effective Date of Ordinance. This ordinance shall become effective immediately upon its passage and approval.

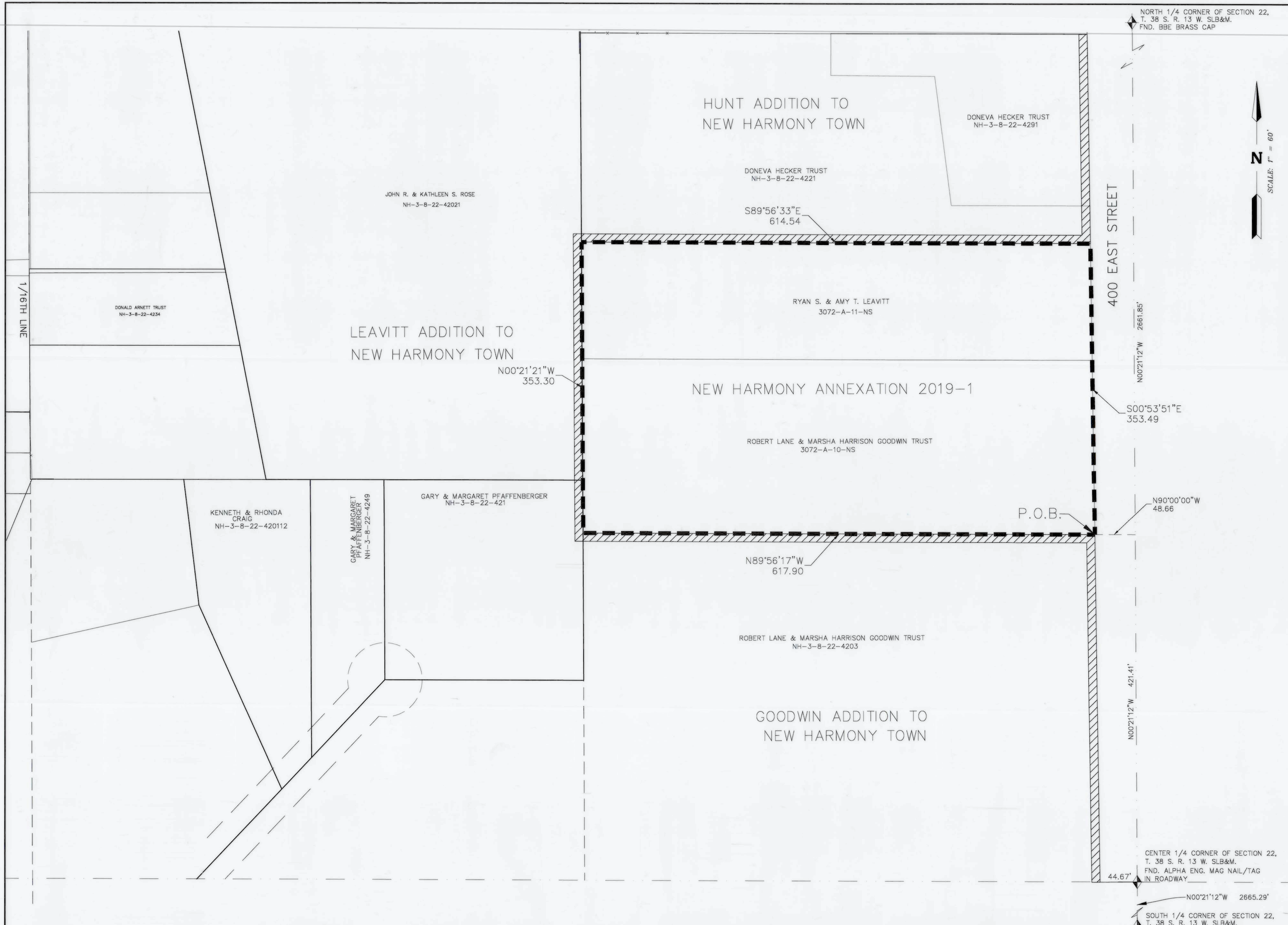
PASSED AND APPROVED by the New Harmony Town Council on this 5<sup>th</sup> day of October, 2019.

Town of New Harmony

  
\_\_\_\_\_  
Joel Webster, Mayor

Attest:

  
\_\_\_\_\_  
Doneva Hecker, Town Clerk



**SURVEYOR'S CERTIFICATE**

I, SCOTT P. WOOLSEY, PROFESSIONAL UTAH LAND SURVEYOR NUMBER 174919, HOLD A LICENSE IN ACCORDANCE WITH TITLE 58, CHAPTER 22, PROFESSIONAL ENGINEERS AND LAND SURVEYORS LICENSING ACT AND I FURTHER CERTIFY THAT THIS MAP CORRECTLY REPRESENTS LANDS TO BE ADDED TO THE CORPORATE LIMITS OF THE TOWN OF NEW HARMONY, WASHINGTON COUNTY UTAH, AND TO BE KNOWN HEREAFTER AS:

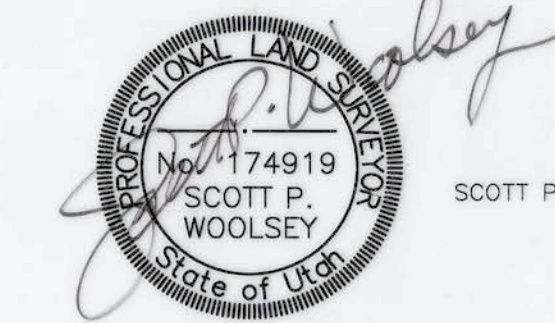
**2019-1 ANNEXATION TO NEW HARMONY TOWN**

SAID LANDS LYING IN AND BEING A PART OF THE NORTHWEST 1/4 OF SECTION 22, TOWNSHIP 38 S, RANGE 13 WEST, SALT LAKE BASE AND MERIDIAN, SAID TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

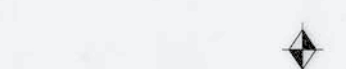



**BOUNDARY DESCRIPTION**

Commencing at the Center 1/4 Corner of Section 22, Township 38 South, Range 13 West, Salt Lake Base and Meridian, Thence North 00°21'12" West, along the Center Section line a distance of 421.41 feet and North 90°00'00" West, a distance of 48.66 feet to the Point of Beginning, said point being the Northeast Corner of the Goodwin Addition Annexation to New Harmony Town as shown on Entry #00384714, Official Washington County Records; Thence North 89°56'17" West, a distance of 617.90 feet to the Northwest Corner of said Annexation, to a point on the Easterly line of the Leavitt Addition Annexation to New Harmony Town as shown on Entry #00383754, Official Washington County Records; Thence North 00°21'21" West along said line a distance of 353.30 feet, to the Southwest Corner of the Hunt Addition Annexation to New Harmony Town as shown on Entry #00485074, Official Washington County Records; Thence South 89°56'33" East, a distance of 614.54 feet, to the Southeast Corner of said Annexation, said point being on the Westerly right of way line of 400 East Street Thence South 00°53'51" East, along said 400 East Street a distance of 353.49 feet, to the Point of Beginning.

2019-1 Annexation Addition Contains: 5.00 acres



 SCOTT P. WOOLSEY, PLS. #174919  
 8/15/19  
 DATE

**LEGEND**

-  FOUND SECTION MONUMENT AS NOTED
-  SECTION LINE
-  ANNEXATION BOUNDARY LINE
-  EXISTING NEW HARMONY TOWN BOUNDARY LINE AS DESIGNATED

**2019-1 ANNEXATION TO NEW HARMONY TOWN**

416-06 SVY (AUGUST 15, 2019)



43 South 100 East, Suite 100 • St George, Utah 84770  
 T: 435.628.6500 • F: 435.628.6553 • alphaengineering.com

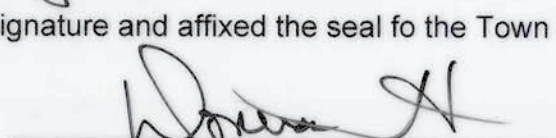
**County Surveyor's Approval**

The hereon Annexation Plat has been reviewed and is approved in accordance with the information on file in this office this 19<sup>th</sup> day of August, A.D. 2019.

  
 County Surveyor, Washington County, Utah

**Town Recorder's Approval**

I, Doneva Hecker, Town Recorder of New Harmony Town, State of Utah, do hereby certify that the attached plat is a true and correct plat of real property located in Washington County, State of Utah that was annexed to the corporate limits of the Town of New Harmony, County of Washington, State of Utah, on the 19<sup>th</sup> day of August, A.D. 2019. In Witness whereof I have hereunto subscribed my official signature and affixed the seal to the Town of New Harmony.

  
 New Harmony Town Recorder


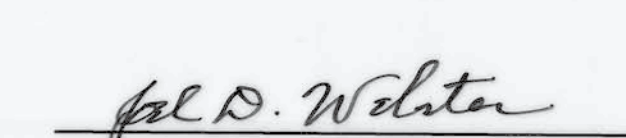
**Approval as to Form**

Approved as to Form, this the 2<sup>nd</sup> day of October, A.D. 2019.

  
 New Harmony Town Attorney

**New Harmony Town Acceptance**

I, hereby certify that this plat of addition to the corporate limits of New Harmony Town, was accepted by the Mayor and the Town Council of the Town of New Harmony, Washington County, Utah, by a resolution passed on the 2<sup>nd</sup> day of October, 2019.

 Mayor  
 Attest:  New Harmony Town

**Recorded Number**

Washington County Recorder