

STATE OF UTAH

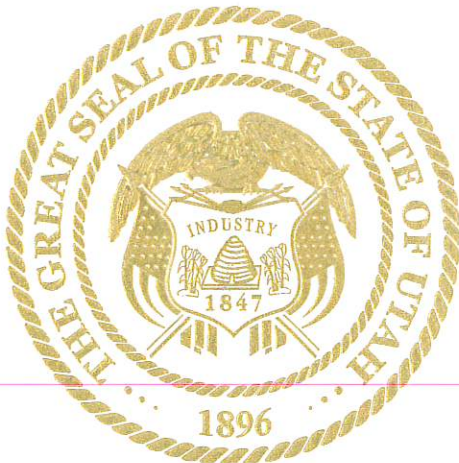


OFFICE OF THE LIEUTENANT GOVERNOR  
CERTIFICATE OF ANNEXATION

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 October 19, 2020, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

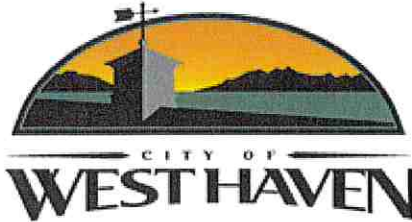
NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to WEST HAVEN CITY, located in Weber County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 3<sup>rd</sup> day of November, 2020 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

October 19, 2020

Re: Notice of Annexation

Dear Lt. Governor Cox:

I am submitting an annexation for property located at approx. 3740 W 2550 S and containing 1.14 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  
City Recorder

**ORDINANCE NO. 35-2020**

**AN ORDINANCE OF WEST HAVEN CITY, UTAH, ANNEXING CERTAIN PROPERTY LOCATED AT APPROXIMATELY 3740 W 2550 S, 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; 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 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 3740 W 2550 S And Is Described As:

Tax ID / Parcel Number 150780006.

[See **Attachment "A"** for Plat Layout of the subject property.]

**1(b)**Zoning for the annexed property is set at and the property is declared to be zoned as R-1

The foregoing recitals are fully incorporated herein.

### **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.

### **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:**

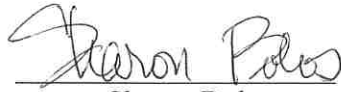
If any provision of this Ordinance shall be held or deemed to be or shall be invalid, inoperative or unenforceable for any reason, such reason shall render no other provision or provisions invalid, inoperative or unenforceable to any extent whatever, this Ordinance being deemed to be the separate independent 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 October, 2020, and after publication or posting as required by law.


DATED this 7<sup>th</sup> day of October, 2020

**WEST HAVEN CITY**



Sharon Bolos  
Mayor

**ATTESTED AND RECORDED:**

  
Emily Green  
City Recorder

# ATTACHMENT “A”

## **ORDINANCE NO. 35-2020**

An Ordinance Of West Haven City, Utah, Annexing Certain Property Located At Approximately 3740 W 2550 S, 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; Adopting And Annexing An Explanatory Map Of Said Property; And Providing For An Effective Date.

07 Oct 20



## **Resolution No. 23-2020**

**RESOLUTION OF WEST HAVEN CITY AUTHORIZING ACCEPTANCE OF A PETITION FOR ANNEXATION OF CERTAIN CONTIGUOUS REAL PROPERTY PRESENTLY LOCATED IN UNINCORPORATED WEBER COUNTY; AUTHORIZING THE MAYOR TO SIGN THIS RESOLUTION OF ACCEPTANCE ON BEHALF OF THE CITY; AUTHORIZING AND DIRECTING THAT NOTIFICATION OF THE PENDING ANNEXATION BE GIVEN TO PROPERTY OWNERS IN THE AREA OF THE PROPOSED ANNEXATION; AND, PROVIDING FOR AN EFFECTIVE DATE.**

### **SECTION 1 - RECITALS:**

WHEREAS, the City Council of West Haven City ("City") is a municipal corporation duly organized and existing under the laws of the State of Utah; and,

WHEREAS, in conformance with Utah Code ("UC"), the governing body of the city may exercise all administrative powers by resolution; and,

WHEREAS UC §10-2-403 provides that a property owner may petition the city council to have his/her property annexed into the city; and,

WHEREAS, Russell and Loree Judkins ("Applicants") own certain property in unincorporated Weber County but contiguous to the present boundary of West Haven; and,

WHEREAS, Applicants have filed a petition (**Attachment "A" – "Petition for Annexation"**) including the required property description of the contiguous real property, which is incorporated by this reference, with the City Council for annexation of the property into the City; and,

WHEREAS, the City finds that the annexation of the described contiguous real property into West Haven is appropriate under current law,

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of West Haven:

1. The petition for annexation from Applicants be accepted by the City Council as the governing body of the City, and that the Mayor be authorized to sign this resolution of acceptance on behalf of the City Council.
2. That the City Recorder be directed and authorized to provide notice of the pendency of the requested annexation to the public at large and directly to the property owners near the property proposed for annexation, said notice to contain information of the proposed annexation and the right to file a protest with the county boundary commission.
3. That the City Recorder be directed and authorized to certify the petition for annexation and provide a copy thereof to the boundary commission



4. That the petition for annexation be referred to the city planning commission for review and processing as required by law.

5. That the foregoing recitals are incorporated herein by this reference.

**BE IT FURTHER RESOLVED** the foregoing recitals are incorporated herein and this Resolution shall become effective immediately upon its passage.

### **SECTION III - PRIOR ORDINANCES AND RESOLUTIONS**

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

### **SECTION IV - REPEALER OF CONFLICTING ENACTMENTS**

All orders, and Resolutions regarding the changes enacted and adopted which have heretofore been adopted by the City, or parts thereof, which conflict with any of this Resolution, 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 V - SAVINGS CLAUSE**

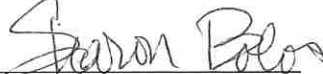
If any provision of this Resolution shall be held or deemed to be or shall be invalid, inoperative or unenforceable for any reason, such reason shall not render any other provision or provisions invalid, inoperative or unenforceable to any extent whatever, this Resolution being deemed to be the separate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

### **SECTION VI - DATE OF EFFECT**

This Resolution shall be effective on the 15<sup>th</sup> day of July, 2020, and after publication or posting as required by law.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF WEST HAVEN CITY, STATE OF UTAH**, on this 15<sup>th</sup> day of July, 2020.

**WEST HAVEN CITY**



Sharon Bolos  
Mayor

**ATTEST:**



Emily Green  
City Recorder

# **ATTACHMENT "A"**

## **Resolution No. 23-2020**

Resolution Of West Haven City Authorizing Acceptance Of A Petition For Annexation Of Certain Contiguous Real Property Presently Located In Unincorporated Weber County; Authorizing The Mayor To Sign This Resolution Of Acceptance On Behalf Of The City; Authorizing And Directing That Notification Of The Pending Annexation Be Given To Property Owners In The Area Of The Proposed Annexation; And, Providing For An Effective Date.

15 Jul 20

Russell and Loree Judkins  
3740 W 2550 S  
Taylor, UT 84401

City of West Haven  
4150 S 3900 W  
West Haven, UT 84401

July 6, 2020

Annexation Letter

Attention: Emily Green

With the Governor's signing of Senate Bill 5004 – Municipal Annexation Amendments on June 29, 2020, which allows residents to request annexation prior to the General Election, Russell and Loree Judkins hereby petitions to annex said parcel from Weber County into West Haven City. These .92 acres are located at 3740 W 2550 S. Described as follows:

- One residential parcel #15078006
- This parcel is located straight across from Parcel #150880009 (3691 W 2550 S) which is in West Haven City.
- Allowance of this annexation will permit others on the north side of 2550 S (West of 3500 W) to be annexed as well.

We also petition to have this property zoned R1 as shown in the West Haven City's general plan.

We intend to follow all the counties rules and guidelines concerning the annexation of this parcel into West Haven City.

We look forward to working with West Haven City in this process.

Please let us know if you have any questions.

Thank you,



Russell Judkins

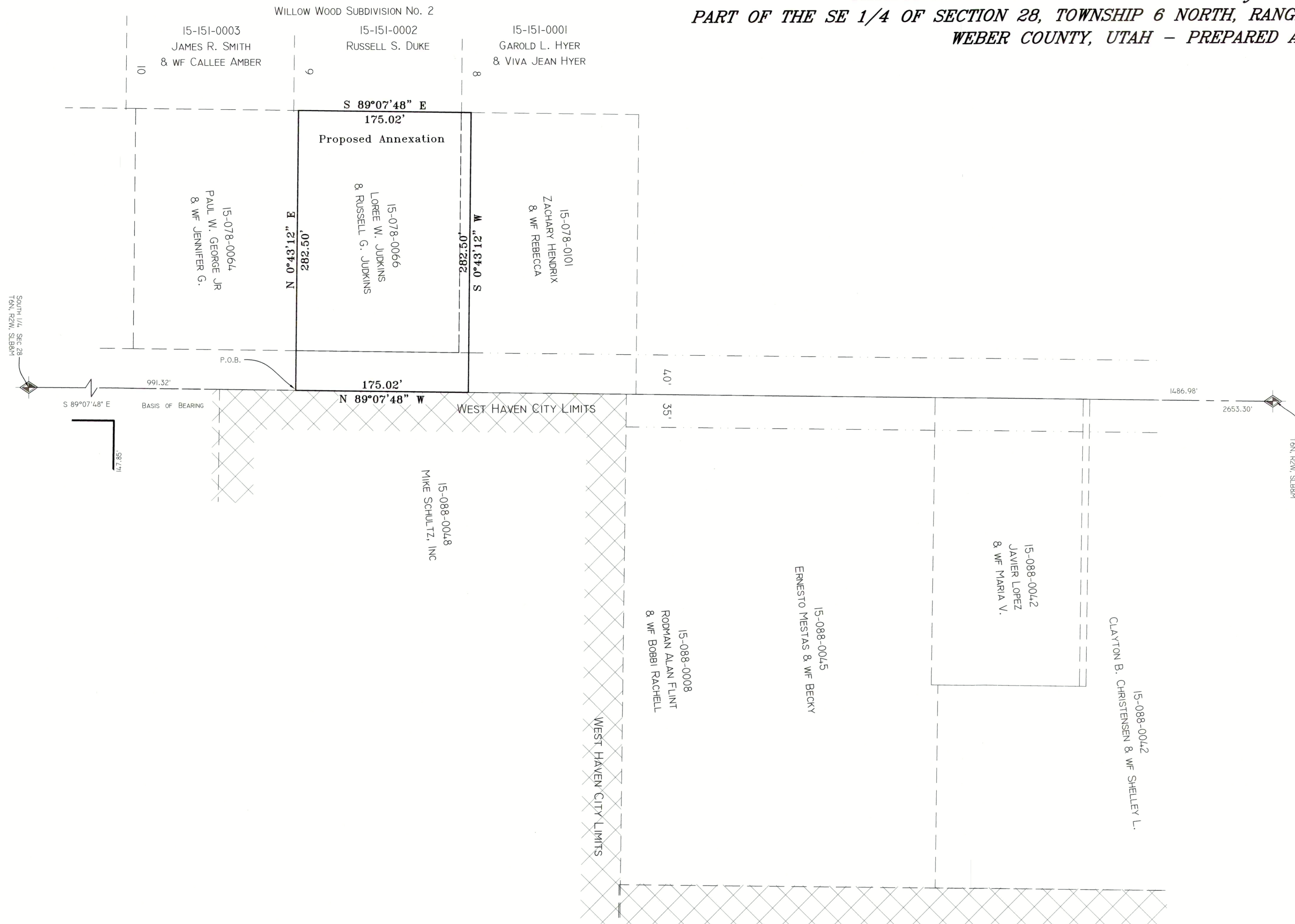
801-643-2548



Loree Judkins

801-540-2741

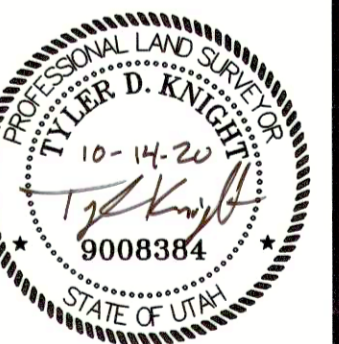
**Annexation to West Haven City Ordinance No. 25-2020**  
**PART OF THE SE 1/4 OF SECTION 28, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN**  
**WEBER COUNTY, UTAH - PREPARED AUGUST 2020**



**BOUNDARY DESCRIPTION**  
 Part of the Southeast Quarter of Section 28, Township 6 North, Range 2 West, Salt Lake Base and Meridian:  
 Beginning at a point on the centerline of 2550 South Street which is 991.32 feet South 89°07'48" East along the Section line from the <sup>SOUTH</sup> Southwest Corner of said Southeast Quarter of Section 28; running thence North 0°43'12" East 282.50 feet; thence South 89°07'48" East 175.02 feet; to the Northwest corner of Lot 1, Concord Subdivision according to the official plat thereof; thence along said Lot 1 South 0°43'12" West 282.50 feet to the said Section line and centerline of said 2550 South Street, being the current City Boundary according to the Annexation to West Haven City Ordinance No 11-2019 recorded September 11, 2019 in the Weber County Records Office, thence along said City boundary, Section line and Centerline North 89°07'48" West 175.02 feet to the point of beginning.

**NARRATIVE**  
 This survey was requested by Russell Judkins for the purpose of preparing an annexation plat for the property shown and described. The basis of bearing is as shown between two Section Corners. No survey of this property has been done in this work. The records of Weber County have been utilized in preparing this plat.

**SURVEYOR'S CERTIFICATE**  
 I, Tyler D. Knight, do hereby certify that I am a professional land surveyor in the State of Utah and hold certificate no. 9008384-2201 in accordance with Title 58, Chapter 22 known as the Professional Engineers and Land Surveyor's Licensing Act. That I have prepared this plat in accordance with UCA 17-23-20. That this plat and the description hereon are sufficient to enable the county surveyor to establish the boundary on the ground and sufficient to enable the county recorder to identify, for tax purposes, each tract or parcel included within the boundary.



**WEST HAVEN CITY ACCEPTANCE**  
 I hereby certify that this annexation to the corporate limits of West Haven City has been accepted by the Mayor and the City Council by Ordinance passed on the 1 day of October, 2020.  
 In witness hereof I hereby set my hand and affix the corporate seal of the City of West Haven.

Approved this 7 day of October, 2020.  
 Mayor: *Jason Polos*

**WEBER COUNTY SURVEYOR'S CERTIFICATE**  
 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.  
 Signed this 4<sup>th</sup> day of OCTOBER, 2020.  
 Weber County Surveyor: *Emily Green*

Landmark Surveying, Inc. A Complete Land Surveying Service www.LandmarkSurveyUtah.com		4646 South 3500 West - #A-3 West Haven, UT 84401 801-731-4075	Weber County Recorder Entry no. _____ Filed for record and recorded _____ day of _____, 20____ at _____ in book _____ of official records, on page _____ County Recorder: Leann H Kilts
<b>CLIENT: Russell Judkins</b> Address: 3740 W. 2550 S. Ogden UT, 84401		1	By Deputy: _____ Fee paid: _____
<b>SE 1/4 of Section 28, Township 6 North, Range 2 West, Salt Lake Base and Meridian.</b>		<b>Annexation Plat</b>	
Revisions:	DRAWN BY: TDK CHECKED BY: TDK DATE: 8/4/2020 PROJ: 4087annex1		

