

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, Deidre M. Henderson, Lieutenant Governor of the State of Utah, hereby certify that there has been filed in my office a notice of annexation for the KASTELER ANNEXATION TO SANDY CITY, April 15, 2021, complying with Section 67-1a-6.5, Utah Code Annotated, 1953, as amended.

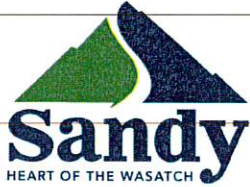
Now, therefore, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the KASTELER ANNEXATION TO SANDY CITY, located in Salt Lake County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 15th day of April, 2021 at Salt Lake City, Utah.



A handwritten signature in black ink that reads "Deidre M. Henderson".

DEIDRE M. HENDERSON
Lieutenant Governor



SANDY CITY ADMINISTRATION

KURT BRADBURN
MAYOR

MATTHEW HUISH
CHIEF ADMINISTRATIVE OFFICER

April 13, 2021

Spencer Cox, Lieutenant Governor
Lieutenant Governor's Office
Utah State Capital Complex, Suite 200
350 North State Street
Salt Lake City, Utah 84114

Re: Kasteler Annexation to Sandy City

Lieutenant Governor Cox:

The legislative body of Sandy City is filing the following documents with the lieutenant governor for the above-referenced annexation:

1. a notice of an impending boundary action, as defined in Section 67-1a-6.5, that meets the requirements of Subsection 67-1a-6.5(3); and
2. a copy of an approved final local entity plat as outlined in Section 67-1a-6.5.

As per instructions from your office, we are filing via email, and we have also attached a copy of the ordinance annexing the area.

We understand that within ten days, as per Subsection 67-1a-6.5(2), you will issue the annexation certificates if you determine the notices of the impending boundary action meet the requirements of Subsection 67-1a-6.5(3), and the notices are accompanied by approved local entity plats.

If you are unable to issue the annexation certificate, please notify us as soon as possible.

Thank you very much.

Sincerely,

Darien Alcorn
Sandy City Attorney's Office

Enclosures:

1. Notice of Impending Boundary Action
2. Approved Final Local Entity Plat
3. Annexation Ordinance

Notice of Impending Boundary Action with Approved Final Local Entity Plan

March 24, 2021

Spencer Cox, Lieutenant Governor
Lieutenant Governor's Office
Utah State Capital Complex, Suite 200
350 North State Street
Salt Lake City, Utah 84114

Dear Lieutenant Governor Cox:

Annexations in Sandy City are approved by the City Council - the City's legislative body. On or about March 16, 2021 the City Council adopted an ordinance approving the following annexation:

Kasteler Annexation to Sandy City

As chair of the Sandy City Council during this time, and on behalf of Sandy City, I hereby notify you of this impending boundary action which is more fully described in the Approved Final Local Entity Plan which accompanies this notice. I further certify that all requirements applicable to this annexation have been met.

Accordingly, on behalf of the Sandy City Council, I request that you issue a Certificate of Annexation for this boundary action as described in Section 67-1a-6.5 of the Utah Code. Section 10-2-425 of the Utah Code provides that the effective date of the annexation is the date on which you issue the Certificate of Annexation.

Respectfully Submitted,



Chair, Sandy City Council

ORDINANCE 21-10

AN ORDINANCE ANNEXING TERRITORY LOCATED AT APPROXIMATELY 2576 EAST AND 2590 EAST 10000 SOUTH AND 10118 SOUTH ALTA VILLA DRIVE, IN SALT LAKE COUNTY, COMPRISING APPROXIMATELY 3.22 ACRES INTO THE MUNICIPALITY OF SANDY CITY; ESTABLISHING ZONING FOR THE ANNEXED PROPERTY; ALSO PROVIDING A SEVERANCE AND EFFECTIVE DATE FOR THE ANNEXATION.

The Sandy City Council finds:

1. Section 10-2-418, Utah Code Annotated, authorizes the City to annex contiguous areas within unincorporated county islands without a petition if it satisfies certain statutory requirements.
2. The City has complied with all statutory requirements, including without limitation: (1) the properties proposed to be annexed, located at approximately 2576 East, 2590 East 10000 South and 10118 South Alta Villa Drive, in Salt Lake County, comprising approximately 3.22 acres ("**Area**"), are contiguous areas and are contiguous to the City; (2) the areas proposed to be annexed are within the City's adopted expansion area; and (3) the annexation meets the requirements of Section 10-2-418.
3. On February 16, 2021, the City adopted Resolution 21-10C, attached hereto as **Exhibit "A"**, describing the Area and indicating the City's intent to annex the Area. The City determined that not annexing the entire island or peninsula was in its best interest.
4. The City published Notice to hold a public hearing on the proposed annexation of the Area. The Notice was published at least once a week for three successive weeks in a newspaper of general circulation within the City and within the Area, and the City sent written notice to the board of each special district whose boundaries contain some or all of the Area, and to the Salt Lake County legislative body. The Notice, a copy of which is attached hereto as **Exhibit "B"**, complied with all statutory requirements.
5. On or about March 16, 2021, the City Council held a public hearing on the proposed annexation.
6. The annexation of the Area is completed and takes effect on the date of the lieutenant governor's issuance of a certificate of annexation as per Section 10-2-425(4), Utah Code Annotated.

NOW, THEREFORE, BE IT ORDAINED by the City Council that it does hereby:

1. Adopt an ordinance annexing the Area as shown in **Exhibit "A"** and on the plat filed in the office of the Sandy City Recorder.

2. Determine that not annexing the entire island or peninsula is in the City's best interest.

3. Annex these properties to the City with the R-1-20A zone for the subject area.

4. Confirm that pursuant to Section 10-2-425(4), Utah Code Annotated, this annexation is completed and takes effect upon the date of the Lieutenant governor's issuance of a certification of annexation.

5. Declare that all parts of this ordinance are severable and that if the annexation of the Area shall, for any reason, be held to be invalid or unenforceable, this shall not affect the validity of any associated or subsequent annexation.

6. Affirm that this ordinance shall become effective upon the later of publication as provided by law or adoption of a Salt Lake County resolution consenting to the annexation.

PASSED AND APPROVED by vote of the Sandy City Council this 16 day of March, 2021.

DocuSigned by:
Cynthia Sharkey
02697181B451E8

Cynthia Sharkey, Sandy City Council



ATTEST:

DocuSigned by:

Mandy D.

City Recorder
608E/E82/201491

DocuSigned by:
Kurt Braddurn
192183EB613D4D3

Kurt Braddurn, Mayor

PRESENTED to the Mayor of Sandy City this 17th day of March, 2021.

APPROVED by the Mayor of Sandy City this 17th day of March, 2021.

Exhibit "A"

KASTELER ANNEXATION

RESOLUTION #21-10C

A RESOLUTION INDICATING INTENT TO ANNEX AN UNINCORPORATED AREA, SETTING A HEARING TO CONSIDER SUCH AN ANNEXATION, AND DIRECTING PUBLICATION OF HEARING NOTICE.

The City Council of Sandy City, State of Utah, finds and determines as follows:

1. Sandy City ("City") desires to annex multiple parcels of contiguous unincorporated area, totaling approximately 3.22 acres, located at approximately 2576 East and 2590 East 10000 South and 10118 South Alta Villa Drive. The area currently is in Salt Lake County, Utah, and more specifically described in the description attached hereto as **Appendix "A"**.

2. The annexation of that portion of an island or peninsula, leaving unincorporated the remainder of that island or peninsula, is in the City's best interests.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Sandy City, Utah that it does hereby:

- 1. Indicate the City Council's intent to annex the area described in **Appendix "A"**.
- 2. Determine that not annexing the entire unincorporated island or unincorporated peninsula is in the City's best interest.
- 3. Indicate the City Council's intent to withdraw the area described in **Appendix "A"** from the municipal services district.

4. Set a public hearing for March 16, 2021, at 6:00 p.m. to consider the annexation.

5. Direct the City Recorder to publish and send notice of such hearing in accordance with Utah Code.

ADOPTED by the Sandy City Council this 16th day of February, 2021.

Designated by:

Cyndi Sharkey

Cyndi Sharkey

Sandy City Council Chair



ATTEST.

Designated by:

Mandy D.

City Recorder

RECORDED this 18 day of February, 2021.

APPENDIX “A”

KASTELER ANNEXATION DESCRIPTIONS

FEBRUARY 1, 2021

PARCEL NO. 28-10-476-043

Beginning at a point on the current Sandy City boundary established by a previous annexation to Sandy City recorded September 23, 1980 as Entry No. 3480782 in Book 80-9 of plats at Page 150 in the office of the Salt Lake County Recorder, said Point also being on the westerly boundary of ALTAVILLA ESTATES, recorded October 23, 1979 as Entry No 3354475 in Book 79-10 of plats at Page 334 in the office of said Recorder and the southeasterly corner of that parcel of land described in that certain Warranty Deed recorded September 3, 2020 as Entry No. 13383849 in Book 11012 at Pages 5775-5776 also in the office of said Recorder, said Point lies North 89°37'42" West 667.02 feet (annexation record = North 89°38'50" West 660.00 feet) and North 0°11'30" East 396.98 feet (annexation record = North 400.86 feet) from the Southeast Corner of Section 10, Township 3 South, Range 1 East, Salt Lake Base and Meridian;

thence along the current boundary of Sandy City established by said annexation and the southerly boundary of said parcel of land described in said Warranty Deed, North 89°17'00" West 336.25 feet, more or less, (annexation record = N 89°58'12" West) to an angle point in the current Sandy City boundary established by the MARITA MUIR annexation to Sandy City recorded November 7, 1994 as Entry No. 5960515 in Book 94-11 of plats at Page 339 in the office of said Recorder;

thence along the current Sandy City boundary as established by said annexation and the boundary of said parcel of land described in said Warranty Deed the following two (2) courses:

(1) North 7°11'00" East 203.34 feet;

(2) South 89°58'12" East 311.48 feet, more or less, to the northeasterly corner of said parcel of land described in said Warranty Deed and to intersect the westerly boundary of said ALTAVILLA ESTATES;

thence departing from the current Sandy City boundary, along the easterly boundary of said parcel of land described in said Warranty Deed and said westerly boundary of ALTAVILLA ESTATES, South 0°11'28" West 205.78 feet (subdivision record = South 0°09'06" West) to the Point of Beginning.

The above-described area to be annexed into the corporate limits of Sandy City contains approximately 1.52 acres.

PARCELS NO. 28-10-476-044 & 045

Beginning at a point on the current Sandy City boundary established by the MARITA MUIR annexation to Sandy City recorded November 7, 1994 as Entry No. 5960515 in Book 94-11 of plats at Page 339 in the office of the Salt Lake County Recorder, said Point also being on the westerly boundary of ALTAVILLA ESTATES, recorded October 23, 1979 as Entry No 3354475 in Book 79-10 of plats at Page 334 in the office of said Recorder and a southeasterly corner of that parcel of land currently (January 2021) identified by the Salt Lake County Assessor as Parcel No. 28-10-476-044 and described in that certain Quit Claim Deed recorded February 27, 1992 as Entry No. 5206364 in Book 6416 at Pages 2956-2957 also in the office of said Recorder, said Point lies North 89°38'50" West 666.10 feet (MARITA MUIR

annexation = N 89°37'42" West) and North 0°11'28" East 1088.88 feet from the Southeast Corner of Section 10, Township 3 South, Range 1 East, Salt Lake Base and Meridian;

thence along the current boundary of Sandy City established by said MARITA MUIR annexation and the southerly boundary of said parcel of land described in said Quit Claim Deed, North 89°58'12" West 130.90 feet to the northeasterly corner of that parcel of land currently (January 2021) identified by the Salt Lake County Assessor as Parcel No. 28-10-476-045, described in that certain Warranty Deed, recorded October 16, 2018 as Entry No. 12869093 in Book 10722 at Pages 2552-2554 in the office of said Recorder;

thence along the current Sandy City boundary and the boundary of said parcel of land the following three (3) courses:

- (1) South 0°11'28" West 120.00 feet;
- (2) North 89°58'12" West 135.67 feet;
- (3) North 7°11'00" East 370.38 feet along the westerly boundary of said Parcels No. 28-10-476-045 and 28-10-476-044 to intersect the centerline of 10000 South Street and the current Sandy City boundary established by the NEBEKER annexation to Sandy City, recorded December 9, 2014 as Entry No. 11958794 in Book 2014P of plats at Page 307 in the office of said Recorder;

thence along said current Sandy City boundary and centerline of 10000 South Street, South 89°58'12" East 221.48 feet (NEBEKER annexation = South 89°42'50" East);

thence along the easterly boundary of said Parcel No. 28-10-476-044 and to and along the westerly boundary of said ALTAVILLA ESTATES, South 0°11'28" West 247.50 feet to the Point of Beginning.

The above-described area to be annexed into the corporate limits of Sandy City contains approximately 1.70 acres.

Exhibit "B"

