

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 WEST HAVEN CITY, July 26, 2021, 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 26th day of July, 2021 at Salt Lake City, Utah.



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

DEIDRE M. HENDERSON
Lieutenant Governor

Resolution No. 05-2021

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, Weber School District ("Applicant") owns 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, along with the required property description of the contiguous real property, from Applicant 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 foregoing recitals are incorporated herein by this reference.

ANNEXATION AREA BOUNDARY DESCRIPTION

A PART OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 6 NORTH, RANGE 2 WEST, AND A PART OF THE NORTHWEST QUARTER OF SECTION 5, TOWNSHIP 5 NORTH, RANGE 2 WEST, OF THE SALT LAKE BASE AND MERIDIAN. BEGINNING AT THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER AND RUNNING THENCE NORTH 01°00'31" EAST 849.78 FEET ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER; THENCE SOUTH 89°12'45" EAST 1688.60 FEET; THENCE SOUTH 00°46'35" WEST 591.75 FEET TO THE NORTHWEST CORNER OF THE KARTCHNER SUBDIVISION; THENCE ALONG THE WEST BOUNDARY LINE OF SAID KARTCHNER SUBDIVISION SOUTH 28°11'40" WEST 327.82 FEET TO THE CURRENT WEST HAVEN CITY LIMITS ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF 3300 SOUTH, SAID SOUTH RIGHT-OF-WAY LINE VARIES IN WIDTH BETWEEN A 33.00 FOOT HALF WIDTH AND A 40.00 FOOT HALF WIDTH; THENCE ALONG SAID CURRENT WEST HAVEN CITY LIMIT LINE AND THE SOUTH RIGHT-OF-WAY LINE VARYING IN HALF WIDTH BETWEEN 33.00 FEET AND 40.00 FEET NORTH 89°12'45" WEST 1541.07 FEET MORE OR LESS TO THE WEST LINE OF SAID NORTHWEST QUARTER; THENCE ALONG THE WEST LINE OF SAID NORTHWEST QUARTER NORTH 00°44'11" EAST 33.00 FEET TO THE POINT OF BEGINNING. CONTAINING 33.752 ACRES.

**ANNEXATION TO WEST HAVEN CITY
ORDINANCE NO. _____**
 LOCATED IN THE SOUTHWEST QUARTER OF SECTION 32,
 TOWNSHIP 8 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN,
 WEST HAVEN CITY, WEBER COUNTY, UTAH JANUARY, 2020

BEARINGS POINT
INVESTMENTS LLC
150850028

PROPOSED WEST HAVEN CITY
ANNEXATION PARCEL
CONT. 33.278 ACRES

WEBER SCHOOL
DISTRICT
150850023

WEBER SCHOOL
DISTRICT
150850027

BEARINGS POINT
INVESTMENTS LLC
150850028

JORGE WEBER
153430002

VAL KANTCHER
153450001

JEFFREY MURPHY
080380004

MARK COVEY
080370130

LARRY SANDERS
080370058

DARRRELL BURTON
080370050

REX BROWN
080370057

RICHARD POUlsen
080370056

GERR ARCHULETA
080370092

COVEY FAMILY TRUST
080370055

4950 WEST
ANNEXATION PARCEL

3302 SOUTH STREET

5100 WEST STREET

DI'LANI ROWISON
158730001

SAMI KITTERMAN
158730002

MAJORIE CLEMIN
158730003

GARY GOOCH
158820013

TORHELE HOOPER LLC
080370006

ANNEXATION AREA BOUNDARY DESCRIPTION

THE PROPERTY IS DESCRIBED AS BEING THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, WEST HAVEN CITY, WEBER COUNTY, UTAH. THE PROPERTY IS BOUNDARY ADJACENT TO THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, WEST HAVEN CITY, WEBER COUNTY, UTAH. THE PROPERTY IS BOUNDARY ADJACENT TO THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, WEST HAVEN CITY, WEBER COUNTY, UTAH.

WEST HAVEN CITY ACCEPTANCE

I, _____, Mayor of West Haven City, do hereby certify that the above described parcel is within the boundaries of the City of West Haven, Utah, and that the City of West Haven has accepted the annexation of the parcel to the City of West Haven, Utah, effective as of the date of this Ordinance.

APPROVED: _____
 WEST HAVEN CITY RECORDER

WEBER COUNTY SURVEYOR

APPROVED: _____
 WEST HAVEN CITY RECORDER

APPROVED: _____
 WEST HAVEN CITY RECORDER

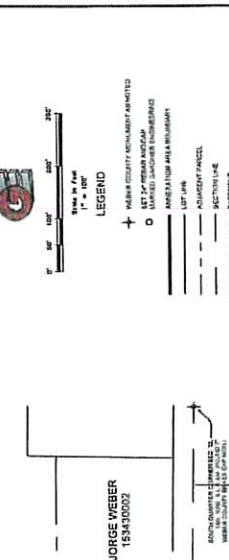
OWNER'S AFFIDAVIT

I, the undersigned owner of the herein described tract of land, do hereby certify that the above described parcel is within the boundaries of the City of West Haven, Utah, and that I have no objection to the annexation of the parcel to the City of West Haven, Utah, effective as of the date of this Ordinance.

APPROVED: _____
 WEST HAVEN CITY RECORDER

APPROVED: _____
 WEST HAVEN CITY RECORDER

APPROVED: _____
 WEST HAVEN CITY RECORDER



LEGEND

--- BOUNDARY ADJACENT TO THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, WEST HAVEN CITY, WEBER COUNTY, UTAH.

--- BOUNDARY ADJACENT TO THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, WEST HAVEN CITY, WEBER COUNTY, UTAH.

--- BOUNDARY ADJACENT TO THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, WEST HAVEN CITY, WEBER COUNTY, UTAH.

--- BOUNDARY ADJACENT TO THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, WEST HAVEN CITY, WEBER COUNTY, UTAH.

--- BOUNDARY ADJACENT TO THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, WEST HAVEN CITY, WEBER COUNTY, UTAH.

NARRATIVE

THE PURPOSE OF THIS SURVEY WAS TO ESTABLISH AND DEFINE THE BOUNDARIES OF THE PROPERTY DESCRIBED IN THE ABOVE LEGEND. THE PROPERTY WAS SURVEYED BY THE SURVEYOR AND THE BOUNDARIES WERE ESTABLISHED BY MEASUREMENTS AND MONUMENTS. THE SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE BOARD OF LAND SURVEYORS AND ENGINEERS OF THE STATE OF UTAH.

THE SURVEYOR HAS REVIEWED THE RECORDS OF THE COUNTY OF WEBER AND HAS FOUND NO RECORDS OF ANY OTHER SURVEYS OF THIS PROPERTY OR ANY PART THEREOF. THE SURVEYOR HAS ALSO REVIEWED THE RECORDS OF THE COUNTY OF WEBER AND HAS FOUND NO RECORDS OF ANY OTHER SURVEYS OF THIS PROPERTY OR ANY PART THEREOF.

SURVEYOR'S CERTIFICATE

I, _____, a duly licensed Professional Land Surveyor in the State of Utah, do hereby certify that the above described parcel is within the boundaries of the City of West Haven, Utah, and that the City of West Haven has accepted the annexation of the parcel to the City of West Haven, Utah, effective as of the date of this Ordinance.

APPROVED: _____
 WEST HAVEN CITY RECORDER

APPROVED: _____
 WEST HAVEN CITY RECORDER

APPROVED: _____
 WEST HAVEN CITY RECORDER

WEST HAVEN CITY

OFFICE OF THE CITY CLERK

CITY OF WEST HAVEN, UTAH

RECEIVED

_____ DAY OF _____ 2020

WEBER COUNTY

OFFICE OF THE COUNTY CLERK

COUNTY OF WEBER, UTAH

RECEIVED

_____ DAY OF _____ 2020

PROPOSED WEST HAVEN CITY

ANNEXATION PARCEL

CONT. 33.278 ACRES

ORDINANCE NO. 19-2021

AN ORDINANCE OF WEST HAVEN CITY, UTAH, ANNEXING CERTAIN CONTIGUOUS PROPERTY, 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-2; 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 the property is contiguous to the City and has requested annexation; 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.

Under the West Haven City Zoning Ordinance and General Plan, the territory annexed is classified as R-2 as noted above.

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:

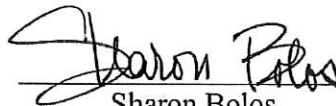
If any provision of this Ordinance shall be held or deemed to be or shall be invalid, inoperative or unenforceable for any reason, such reason shall render no other provision or provisions invalid, inoperative or unenforceable to any extent whatever, this Ordinance being deemed to be the separate independent and severable act of the City Council of West Haven City.

SECTION 7 - EFFECTIVE DATE.

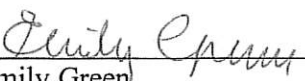
This Ordinance shall be effective on the 5th day of May, 2021, and after publication or posting as required by law.

DATED this 5th day of May, 2021.

WEST HAVEN CITY


Sharon Bolos
Mayor

ATTESTED AND RECORDED:


Emily Green
City Recorder