

# STATE OF UTAH



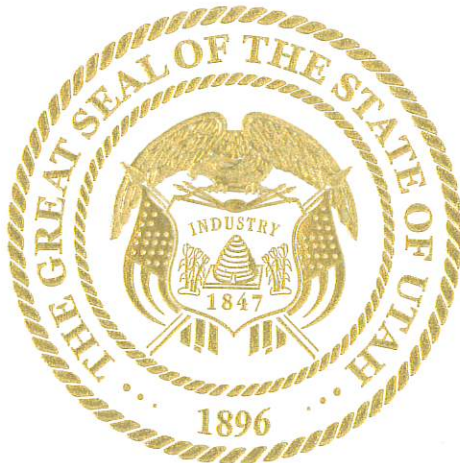
OFFICE OF THE LIEUTENANT GOVERNOR

## 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 JENKINS ANNEXATION, located in LAYTON CITY, dated OCTOBER 27, 2022, 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 the JENKINS ANNEXATION, located in DAVIS COUNTY, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 27<sup>th</sup> day of October, 2022 at Salt Lake City, Utah.



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

DEIDRE M. HENDERSON  
Lieutenant Governor



Community • Prosperity • Choice

Mayor • Joy Petro  
City Manager • Alex Jensen  
Asst. City Manager • Steve L Garside

• Community and Economic Development •  
Chad A. Wilkinson • Director  
Lon Crowell • Deputy Director  
Telephone: (801) 336-3760/3780  
Fax: (801) 336-3789

October 24, 2022

Lt. Governor Henderson – General Office  
350 North State Street, Suite 220  
P.O. Box 142325  
Salt Lake City, Utah 84114-2325

Dear Lieutenant Governor Henderson,

The Layton City Council adopted Ordinance 22-16 on September 1, 2022 to annex the Jenkins plat into our jurisdiction in accordance with Section 10-2-403 of the Utah Code. This ordinance is submitted to your office for review along with Resolution 22-45. The plat was reviewed and signed by the Davis County Surveyor, which is also submitted for review.

We would like to request State review and issuing a certificate so that we might proceed with recording the annexation with the Davis County Recorder's Office.

Sincerely,

Weston Applonie  
Layton City Planner



**ORDINANCE 22-16**

(Jenkins / Don E Jenkins Trustee Annexation)

**AN ORDINANCE ANNEXING REAL PROPERTIES LOCATED AT APPROXIMATELY 3071 WEST GENTILE STREET INTO THE CITY AND EXTENDING THE CORPORATE LIMITS OF LAYTON CITY; PROVIDING FOR REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE**

**WHEREAS**, the City has determined that the properties located at approximately 3071 West Gentile Street are part of an existing unincorporated parcel of property contiguous to Layton City; and

**WHEREAS**, these properties are identified in the Layton City Annexation Policy Plan, Expansion Area Five, adopted by the City Council on December 5, 2002; and

**WHEREAS**, the City Council adopted Resolution 22-35 expressing Layton City's intent to annex said properties; and

**WHEREAS**, a plat of said real properties has been prepared under the supervision of a competent surveyor, showing the size and location of said real properties and showing that the same is contiguous to the present corporate limits of Layton City; and

**WHEREAS**, the City Council has approved an annexation and development agreement that will guide the future development of the property; and

**WHEREAS**, the City Council has determined that in their judgment, this annexation meets the standards set forth in the Utah State Code, and the noticing requirements therein have been satisfied; and

**WHEREAS**, the Layton City Council deems it to be in the best interest of the City and its citizens to annex the real property described herein to Layton City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF LAYTON, UTAH:**

**SECTION 1. Repealer.** If any provision of Layton City's ordinance that is deemed to be inconsistent with this amendment is hereby repealed.

**SECTION 2. Enactment.** That the following described rear property is hereby annexed into Layton City, and the corporate limits of the City are hereby extended to include said rear property.

BEGINNING AT A POINT 18 RODS EAST AND SOUTH 233 FEET AND EAST 18 FEET FROM THE NORTHWEST CORNER OF SECTION 25, TOWNSHIP 4 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN; THENCE EAST 442 FEET; THENCE SOUTH 37.8 FEET; THENCE EAST 99.58 FEET; THENCE SOUTH 179.58 FEET; THENCE EAST 100.42 FEET; THENCE SOUTH 869.52 FEET; THENCE WEST 642 FEET; THENCE NORTH 1087 FEET TO THE POINT OF BEGINNING.

CONTAINS: 15.394 ACRES +/-

**SECTION 3: Filing.** The City Recorder is directed to file a certified copy of the plat of said real property and a certified copy of this ordinance of annexation with the Davis County Recorder; and within 60 days after the enactment hereof, the City Council shall file with the Lieutenant Governor a notice of impending boundary action, as defined in Section 67-1a-6.5 UCA that meets the requirements of Section 67-1a-6.5(3) UCA and a copy of an approved final plat, as defined in Section 67-1a-6.5.

**SECTION 4. Severability.** If any part of this ordinance is found to be invalid by a court of competent jurisdiction, the remaining language shall remain in full force and effect.

SECTION 5. Effective Date. This ordinance amendment shall become effective immediately upon posting.

**PASSED AND ADOPTED BY THE LAYTON CITY COUNCIL ON THIS 1<sup>ST</sup> DAY OF SEPTEMBER, 2022.**

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Joy Petro	_____	_____	_____	_____
Zach Bloxham	✓ _____	_____	_____	_____
Clint Morris	✓ _____	_____	_____	_____
Tyson Roberts	_____	✓ _____	_____	_____
Bettina Smith Edmondson	_____	✓ _____	_____	_____
Dave Thomas	✓ _____	_____	_____	_____



*Joy Petro*  
\_\_\_\_\_  
JOY PETRO, Mayor

ATTEST

*Kimberly S. Read*  
\_\_\_\_\_  
KIMBERLY S. READ, City Recorder

*Gary R. Crane*  
\_\_\_\_\_  
for GARY R. CRANE, City Attorney

*Chad Wilkinson*  
\_\_\_\_\_  
CHAD WILKINSON, Community &  
Economic Development Director

RESOLUTION 22-45

**ADOPTING AN AGREEMENT FOR THE ANNEXATION AND DEVELOPMENT  
OF LAND BETWEEN LAYTON CITY AND DON E JENKINS TRUSTEE**

WHEREAS, DON E JENKINS TRUSTEE is annexing and developing certain property located at approximately 3071 West Gentile Street (“Annexation Area”) in Layton City; and

WHEREAS, Owner and Layton City have entered into an agreement setting forth the responsibilities of both parties relative to various aspects of the development of the Annexation Area to accommodate annexation and development with appropriate infrastructure and land uses to enhance the general area; and

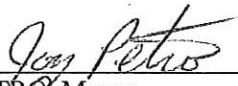
WHEREAS, the City Council has determined it to be in the best interest of the citizens of Layton City to enter into this agreement to ensure that Annexation Area will be developed according to the overall objectives and intent of the City’s General Plan and in the best interest of the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LAYTON, UTAH:**

1. That the agreement entitled “Agreement for Annexation and Development of Land Between Layton City and Don E Jenkins Trustee” between Layton City, Utah and the Don E Jenkins Trustee, which is attached hereto and incorporated herein by this reference, be adopted and approved.
2. That the Mayor be authorized to execute and deliver the Service Contract and the Mayor is authorized to approve the final terms of the Service Contract.
3. This Resolution shall become effective immediately upon adoption by the City Council.

**PASSED AND ADOPTED** by the City Council of Layton, Utah, this 1<sup>st</sup> day of September, 2022.



  
\_\_\_\_\_  
JOY PETRO, Mayor

ATTEST:

  
\_\_\_\_\_  
KIMBERLY S READ, City Recorder

