

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 known as the HOLLAND/OYLER ANNEXATION located in the TOWN OF FIELDING, dated OCTOBER 20, 2023, 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 HOLLAND/OYLER ANNEXATION located in BOX ELDER COUNTY, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 8th day of November, 2023 at Salt Lake City, Utah.



A handwritten signature in black ink, reading "Deidre M. Henderson".

DEIDRE M. HENDERSON
Lieutenant Governor

NOTICE OF IMPENDING ANNEXATION

The Honorable Deidre Henderson
Lieutenant Governor of the State of Utah
Utah State Capitol Complex
P.O. Box 142325
Salt Lake City, Utah 84114-2325

Re: Notice of Annexation from Unincorporated Box Elder County to the Town of Fielding

Dear Lieutenant Governor Henderson:

Pursuant to U.C.A. § 10-2-405, the Town of Fielding is hereby filing notice that on October 5, 2023, the Fielding Town Council passed Ordinance 10-05-23 – Holland/Oyler Annexation, and the petition was certified by the Town Recorder, Dottie Garn, on August 23, 2023.

Enclosed please find a copy of Ordinance 10-05-23 and the approved final local entity plat that meets the requirements of U.C.A. § 67-1a-6.5.

I hereby certify as the approving authority that all requirements applicable to this annexation have been met. The Fielding Town Council respectfully requests the issuance of a Certificate of Annexation, in accordance with Utah Code § 67-1a-6.5.

Please advise if you have any questions or concerns.

Dated this the 20th of October, 2023.



Mayor Chuck Earl
Town of Fielding

ATTEST:



Dottie Garn
Town of Fielding Recorder

**TOWN OF FIELDING
ORDINANCE 10-05-23**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FIELDING, UTAH, ANNEXING THE AREA AND EXTENDING THE CORPORATE LIMITS OF FIELDING, UTAH, TO INCLUDE THE AREA DESCRIBED IN EXHIBIT "A" AND AMENDING THE TOWN ZONING MAP TO DESIGNATE AND ZONE THE ANNEXED AREA AS RR UPON ITS ANNEXATION INTO THE TOWN OF FIELDING.

WHEREAS, the Town of Fielding is a municipality of the State of Utah, duly organized and existing under the laws of the State of Utah; and

WHEREAS, Utah Code Annotated § 10-2-403 authorizes the Town to annex contiguous unincorporated property upon receiving a petition from the property owners; and

WHEREAS, on July 10, 2023, the Town of Fielding (the "Town") received Notice of Intent to File Annexation Petition (the "Petition") from Dennis Holland and Dylan Oyler (the "Petitioner"); and

WHEREAS, on August 3, 2023, the Town received the Petition for Annexation from Petitioners to annex approximately 6.63 acres, as more particularly shown on Exhibit A (the "Annexed Property"); and

WHEREAS, on August 23, 2023, the Fielding recorder certified the Petition and the Fielding Town Council accepted the Petition as the property subject to the petition was included in the Town's future annexation policy plan or the annexation is required for development per Box Elder County Land Use Code 5-1-360 and

WHEREAS, proper notices were sent and no protests were filed concerning the Petition; and

WHEREAS, the Fielding Town Council held a public hearing concerning the Petition on October 5, 2023; and

WHEREAS, the Fielding Town Council finds that the Petition satisfies all requirements of Utah Law.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FIELDING, UTAH:

Section 1: Findings. The Fielding Town Council hereby finds and determines that the annexation of the Annexed Property as proposed in the Petition is in the best interests of the Town and its residents.

Section 2: Approval of Annexation. The Fielding Town Council approves the annexation of the Annexed Property as proposed and described in the Petition attached as Exhibit A and does hereby annex the Annexed Property into the Town of Fielding.

Section 3: Final Local Entity Plat. The Fielding Town Council approves the Final Local Entity Plat as attached in Exhibit A and directs that it be filed as required by law.

Section 4: Zoning. The Annexed Property is zoned Rural Residential (RR), and the zoning map of the Town is hereby amended to reflect such zoning and annexation as of the Annexation Date.

Section 5: Annexation Date. The Town confirms that, pursuant to § 10-2-425(4) U.C.A., this Annexation is completed and takes effect upon the date of the Lieutenant Governor's issuance of a Certification of Annexation.

Section 6: Authorized Actions. The Fielding Mayor, Town Recorder, and all other officers and employees of the Town are hereby authorized and directed to take, in a timely manner, any and all actions required or advisable to be taken to give effect to the annexation hereby approved.

Section 7: Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all sections, parts, provisions and words of this Ordinance shall be severable.

Section 8: Effective Date. This Ordinance shall become effective immediately upon publication or posting as required by law.

PASSED, ADOPTED, AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF FIELDING ON THIS THE 5th DAY OF OCTOBER, 2023.

TOWN OF FIELDING COUNCIL

Councilmember Coombs	<u>A</u>
Councilmember Nokes	<u>✓</u>
Councilmember Marsh	<u>✓</u>
Councilmember Pierson	<u>✓</u>
Mayor Earl	<u>✓</u>



Mayor Chuck Earl

ATTEST


Dottie Garn, Recorder

PLAT OF ADDITION TO
THE CORPORATE LIMITS OF FIELDING TOWN
ANNEXATION PLAT ORDINANCE NO. _____

FIELDING, BOX ELDER COUNTY, UTAH
 A PART OF THE SOUTHEAST QUARTER OF SECTION 31,
 TOWNSHIP 13 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN

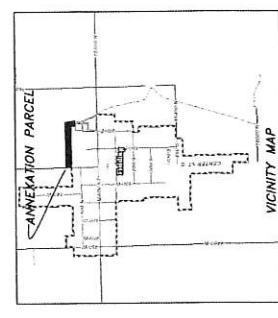
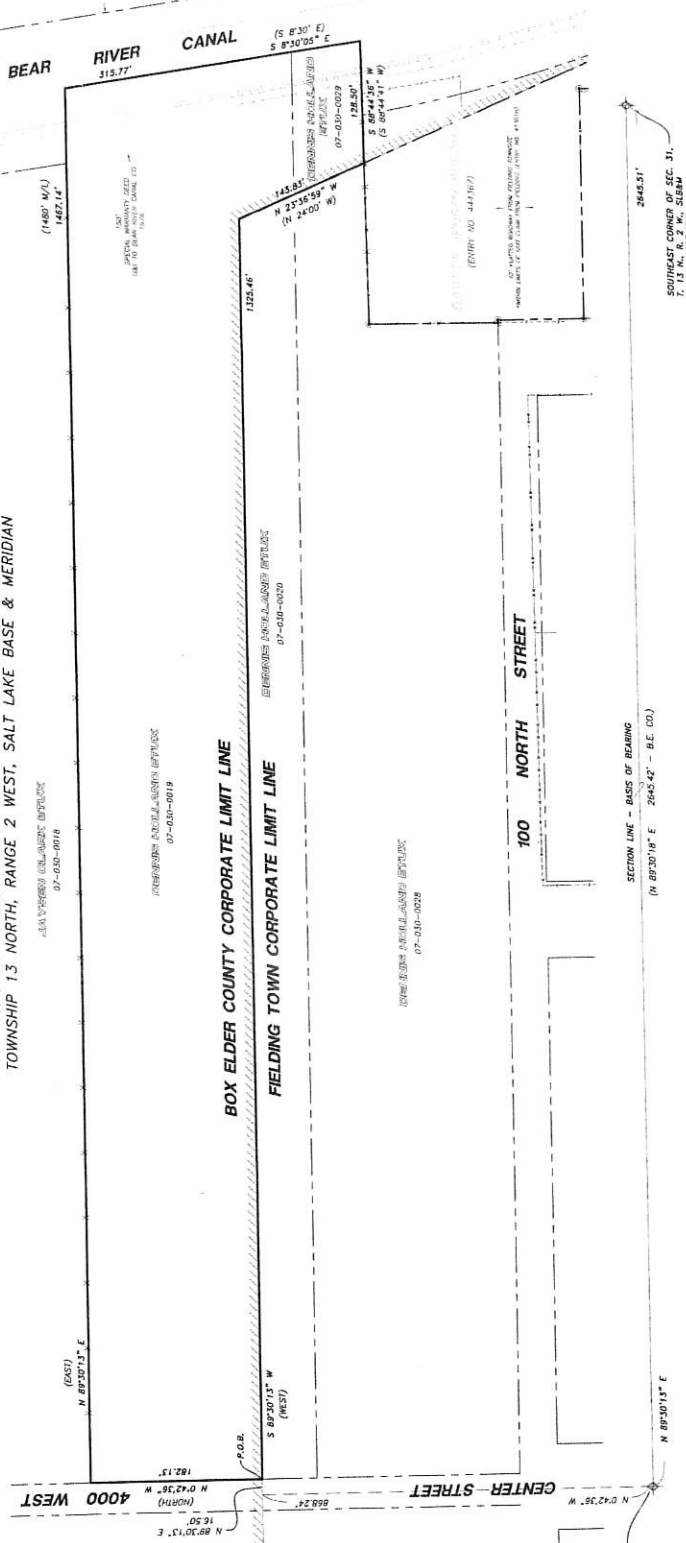
ALL VERTICES CALCULATED BY REFERENCE TO THE
 07-659-0016

ALL VERTICES CALCULATED BY REFERENCE TO THE
 07-659-0019

BOX ELDER COUNTY CORPORATE LIMIT LINE
 FIELDING TOWN CORPORATE LIMIT LINE

EXISTING (UNRECORDED) EVIDENCE
 07-659-0020

EXISTING (UNRECORDED) EVIDENCE
 07-659-0028



BOX ELDER COUNTY SURVEYOR
 I HEREBY CERTIFY THAT THE BOX ELDER COUNTY SURVEYOR'S OFFICE HAS REVIEWED THIS PLAT FOR MATHEMATICAL CONSISTENCY, RECORDING QUALITY, AND ACCORDANCE WITH THE UTAH SURVEYING ACT AND THE UTAH LAND SURVEYOR'S ACT. THE APPROVAL OF THIS PLAT BY THE BOX ELDER COUNTY SURVEYOR DOES NOT CONSTITUTE A GUARANTEE OF THE ACCURACY OF THE DATA OR THE RESPONSIBILITIES AND/OR LIABILITIES ASSOCIATED THEREWITH.
 SIGNED THIS 26th DAY OF OCTOBER, 2023.
 [Signature] BOX ELDER COUNTY SURVEYOR

ACCEPTANCE BY LEGISLATIVE BODY
 THIS IS TO CERTIFY THAT WE, THE CITY COUNCIL OF FIELDING TOWN, BOX ELDER COUNTY, UTAH, HAVE RECEIVED A PETITION SIGNED BY A MAJORITY OF THE OWNERS AND THE OWNERS OF AT LEAST ONE THIRD IN VALUE OF REAL PROPERTY SHOWN, REQUESTING THAT SAID AREAS BE ADDED TO THE FIELDING TOWN, UTAH, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR THEM AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE AREAS AS SHOWN ON THIS FINAL LOCAL ENTITY PLAT A PART OF SAID CITY.
 SIGNED THIS 26th DAY OF October, 2023.
 [Signature] MAYOR

SURVEYOR'S CERTIFICATE
 I, ROGER C. SLADE, DO HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF UTAH IN ACCORDANCE WITH TITLE 36, CHAPTER 2, PART 1, UTAH CODE ANNOTATED, AND THAT I HAVE BEEN CORRECTLY DRAWN TO THE DESIGNATED SCALE AND IS A TRUE AND CORRECT REPRESENTATION OF THE REAL PROPERTY DESCRIBED HEREON BASED ON DATA COMPILED FROM RECORDS IN THE NEAR COUNTY RECORDERS OFFICE.
 SIGNED THIS 5TH DAY OF JANUARY, 2023.
 [Signature] UTAH LAND SURVEYOR LICENSE NO. 11368622

HANSEN & ASSOCIATES, INC.
 Consulting Engineers and Land Surveyors
 538 North Main Street, Brigham, Idaho 84302
 (435) 734-2100
 (435) 734-2101
 (435) 734-2102
 (435) 734-2103
 (435) 734-2104
 (435) 734-2105
 (435) 734-2106
 (435) 734-2107
 (435) 734-2108
 (435) 734-2109
 (435) 734-2110
 (435) 734-2111
 (435) 734-2112
 (435) 734-2113
 (435) 734-2114
 (435) 734-2115
 (435) 734-2116
 (435) 734-2117
 (435) 734-2118
 (435) 734-2119
 (435) 734-2120

COUNTY RECORDER'S NO. _____
 STATE OF UTAH, COUNTY OF BOX ELDER, RECORDED AND
 FILED AT THE REQUEST OF _____
 DATE _____ TIME _____
 ABSTRACTED _____
 INDEXED _____
 FILED IN _____ FILE OF PLATS _____
 COUNTY RECORDER

