

STATE OF UTAH



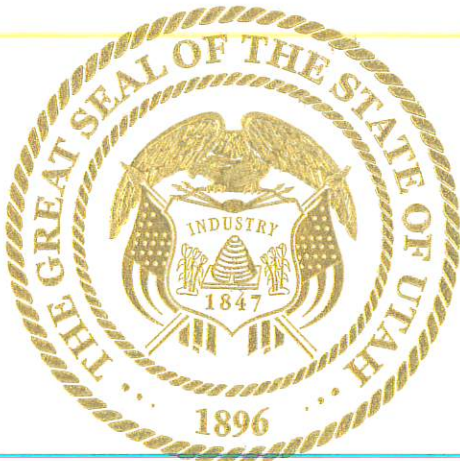
OFFICE OF THE LIEUTENANT GOVERNOR

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 know as the PARCEL 3-6-29-2A ANNEXATION located in KANAB CITY, dated MAY 15, 2024, complying with §67-1a-6.5, Utah Code Annotated, 1953, as amended.

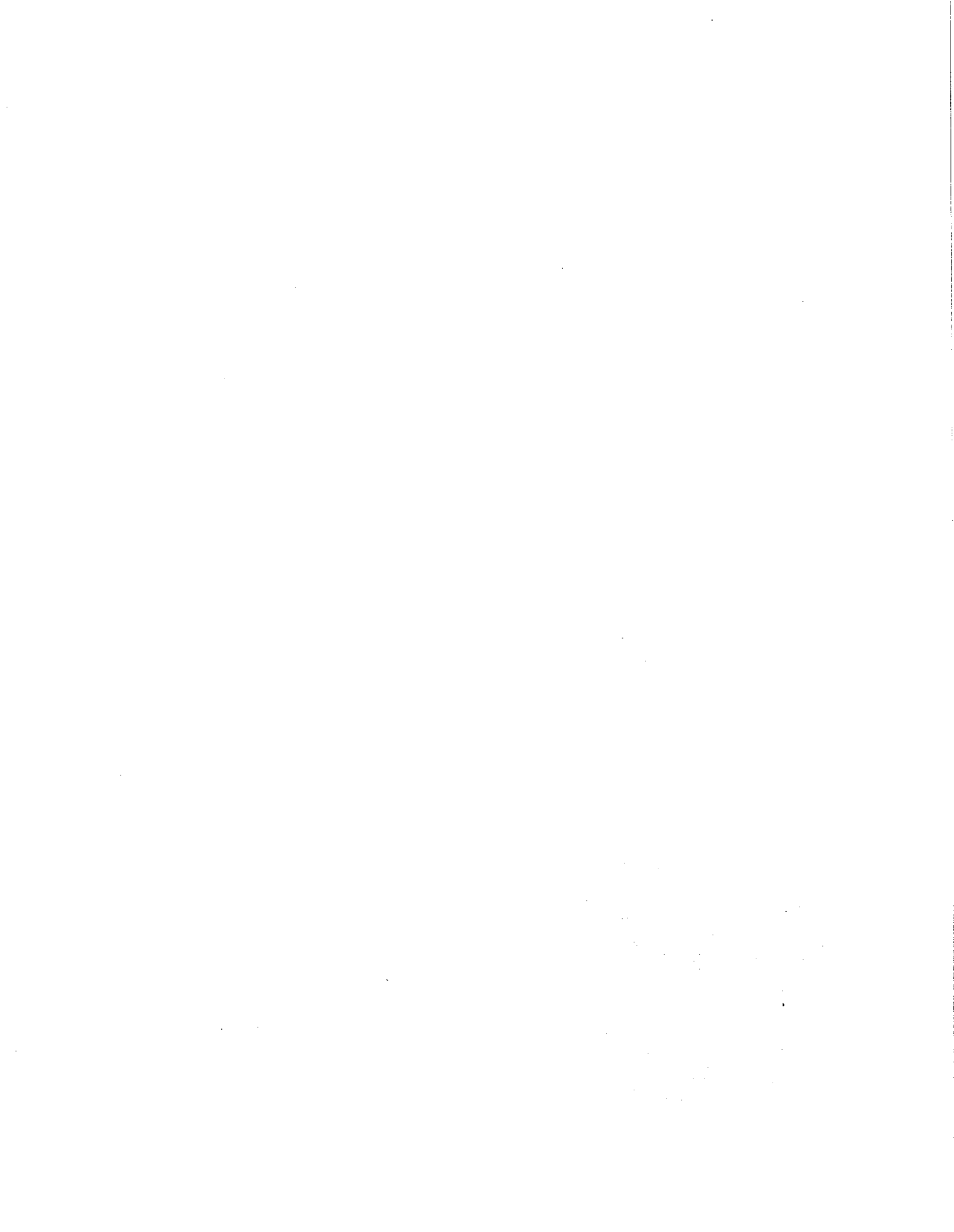
Now, therefore, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the PARCEL 3-6-29-2A ANNEXATION located in KANE COUNTY, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 20th day of June, 2024 at Salt Lake City, Utah.



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

DEIDRE M. HENDERSON
Lieutenant Governor



Mayor
Troy Colten Johnson
City Manager
Kyler Ludwig
Treasurer
Danielle Ramsay



City Council
Arlon Chamberlain
Chris Heaton
Scott Colson
Boyd Corry
Peter Banks

NOTICE OF IMPENDING BOUNDARY ACTION

May 15, 2024

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

Sent via email: annexations@utah.gov

Re: Kanab City (local entity) - Notice of Annexation

Dear Lt. Governor Henderson:

On May 14, 2024, the Kanab City Council, at its regularly scheduled meeting, unanimously approved, through Kanab City Ordinance 5-1-24 O, to annex a certain individual parcel of real property contingent to current Kanab City limits, identified parcel 3-6-29-2A in the records of the Kane County Recorder, containing 19.67 acres, more or less, pursuant to a petition for annexation submitted by representative(s) of the current property owner, the Kenneth L. Seng Revocable Trust, dated February 4, 2004. Enclosed you will find the above-referenced ordinance along with the signed final local entity plat and legal description for the property being annexed into Kanab City. This annexation meets all statutory requirements. Accordingly, we request a certificate of annexation be issued. Please email a copy of the Certificate of Annexation to me and the original to:

Celeste Cram,
Kanab City Recorder
26 N. 100 E.
Kanab, Utah 84741

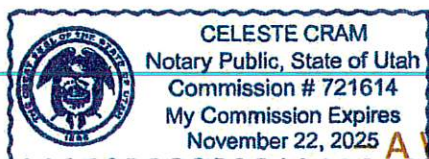
I can be reached at kburggraaf@kanab.utah.gov or (435) 644-2534.

Sincerely,

Kent A. Burggraaf

KANAB CITY ATTORNEY

On May 15th, 2024, Kent A. Burggraaf, the Kanab City Attorney, who is sufficiently known or otherwise identified by me, appeared and signed the aforementioned Notice of Impending Boundary Action.



Celeste Cram, Notary



ORDINANCE NO. 5-1-24 O

AN ORDINANCE ANNEXING PARCEL 3-6-29-2A, AN UNINCORPORATED PARCEL OWNED BY THE KENNETH L. SENG REVOCABLE TRUST

WHEREAS, on or about January 24, 2006, Kanab City adopted, amended, and revised its annexation policy plan, Ordinance No. 1-2-060, *An Ordinance Adopting Kanab City Annexation Policy Plan* (incorporated as Appendix B of the Kanab City General Plan), in which plan a map is included identifying the expansion area the City anticipates annexing in the future, as well as the criteria for evaluating any proposed annexation.

WHEREAS, Section 2.4 of the Kanab City General Plan describes the areas of anticipated annexation, including the areas just west of the current Kanab City boundaries.

WHEREAS, Utah Code, Title 10, Chapter 2, *Classification, Boundaries, Consolidation, and Dissolution of Municipalities*, Part 4, *Annexation*, establishes the process and authority for a municipality to annex unincorporated areas that are contiguous to the boundaries of a municipality, upon petition and satisfaction of other specified requirements.

WHEREAS, on or about March 4, 2024, a petition was filed with Kanab City proposing the annexation of parcel 3-6-29-2A, as identified in the records of the Kane County Recorder, located in the N1/2 NE1/4 of section 29, Township 43 South, Range 6 West, Salt Lake Base and Meridian, more particularly described as follows:

BEGINNING at the Northeast 1/16 Corner of said section; thence, along the North 1/16 Line, North 89° 30' 58" West 641.84 feet; thence North 00° 29' 02" East 1315.02 feet, to the North Section Line; thence, along said line, South 89° 53' 22" East 265.08 feet, to the boundary and fence line of Lot 31 of Cedar Heights Inc Subdivision; thence, along said line, South 25° 50' 54" East 3.00 feet, to a fence corner and the southwest corner of said lot; thence, along the south line of said lot, South 88° 07' 40" East 381.95 feet, to a fence corner and the southeast corner of said lot; thence, along the fence line and the westerly line of said subdivision, South 00° 03' 54" West 1304.83 feet, to the North 1/16 Line; thence, along said line, North 89° 31' 30" West 15.93 feet, to the POINT OF BEGINNING; containing 19.67 acres (more or less).

WHEREAS, on March 12, 2024, the Kanab City Council accepted the petition for annexation for further consideration.

WHEREAS, on March 27, 2024, the Kanab City Council received a notice of certification, pursuant to Utah Code § 10-2-405(2)(c)(i), upon which a class B notice, under Utah Code § 63G-30-102, to the public, property owners within the statutory vicinity of the proposed annexation property, and to "affected entities," providing notice of the petition and opportunity to submit written protests on or before April 30, 2024.

WHEREAS, Kanab City received no written protests to the petition for annexation and thereafter provided a class B notice of a public hearing, which public hearing was scheduled for May 14, 2024, which notice was provided at least seven (7) days prior to the public hearing.

WHEREAS, on May 14, 2024, a public hearing was held before the Kanab City Council, at which time the Kanab City Council considered the input received (if any).

WHEREAS, Kanab City desires that any annexation occur in a well-planned and orderly fashion and comply with the parameters outlined in State law.

WHEREAS, the Kanab City Council met during its regular meeting on May 14, 2024, to further consider the petition for annexation and made the following decision in regard thereto.

NOW, THEREFORE, BE IT ORDAINED by the Kanab City Council:

The municipal boundaries are extended to include the following enumerated county parcel, identified in the records of the office of the Kane County Recorder, and as included in the proposed annexation plat: Parcel 3-6-29-2A, as described above and further described in the legal description attached hereto.

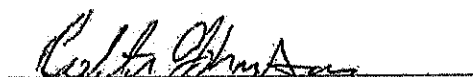
The Mayor and City staff are authorized to take all steps necessary to effectuate this ordinance and complete the annexation process.

The provisions of this Ordinance shall be severable, and, if any provision thereof or any application of such provision is held invalid, it shall not affect any other provisions of this Ordinance or the application in a different circumstance.

This Ordinance shall be effective upon posting, with the annexation becoming effective in accordance with the applicable provisions of State law.

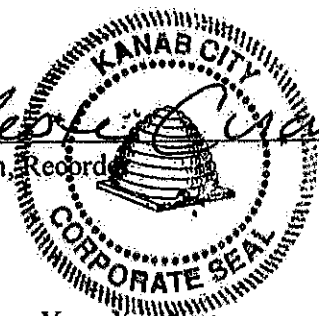
PASSED AND ORDAINED this 14th day of May, 2024.

KANAB CITY


Colten Johnson, Mayor

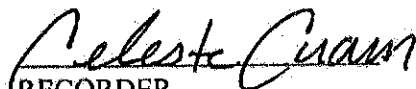
ATTEST:


Celeste Cram, Recorder



VOTING:

| | | | |
|-------------------|---|------------------------------|---------|
| Arlon Chamberlain | Yea <input checked="" type="checkbox"/> | Nay <input type="checkbox"/> | |
| Scott Colson | Yea <input type="checkbox"/> | Nay <input type="checkbox"/> | Excused |
| Chris Heaton | Yea <input type="checkbox"/> | Nay <input type="checkbox"/> | Recused |
| Boyd Corry | Yea <input checked="" type="checkbox"/> | Nay <input type="checkbox"/> | |
| Peter Banks | Yea <input checked="" type="checkbox"/> | Nay <input type="checkbox"/> | |

POSTED the 15 day of MAY, 2024, as certified by the Recorder: 
RECORDER

LEGAL DESCRIPTION

Parcel 3-6-29-2A:

BEGINNING at the Northeast 1/16 Corner of said section; thence, along the North 1/16 Line, North 89° 30' 58" West 641.84 feet; thence North 00° 29' 02" East 1315.02 feet, to the North Section Line; thence, along said line, South 89° 53' 22" East 265.08 feet, to the boundary and fence line of Lot 31 of Cedar Heights Inc Subdivision; thence, along said line, South 25° 50' 54" East 3.00 feet, to a fence corner and the southwest corner of said lot; thence, along the south line of said lot, South 88° 07' 40" East 381.95 feet, to a fence corner and the southeast corner of said lot; thence, along the fence line and the westerly line of said subdivision, South 00° 03' 54" West 1304.83 feet, to the North 1/16 Line; thence, along said line, North 89° 31' 30" West 15.93 feet, to the POINT OF BEGINNING; containing 19.67 acres (more or less).

