

STATE OF UTAH



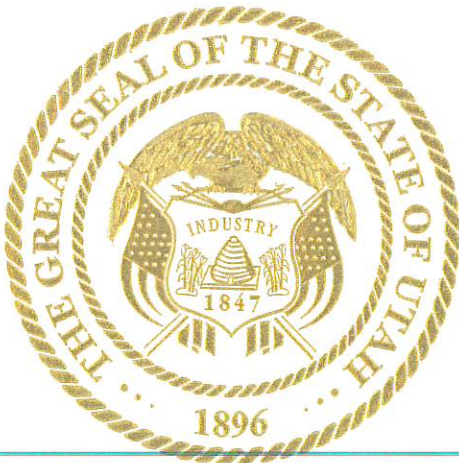
OFFICE OF THE LIEUTENANT GOVERNOR

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 SWISS HAVEN ANNEXATION, located in MIDWAY CITY, dated JULY 29, 2024, complying with §10-2-401 *et. al.*, 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 SWISS HAVEN ANNEXATION, located in WASATCH COUNTY, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 12th day of August, 2024 at Salt Lake City, Utah.



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

DEIDRE M. HENDERSON
Lieutenant Governor



Midway City Corporation

Mayor: Celeste Johnson
City Council Members
Jeff Drury • Lisa Orme
Kevin Payne • Craig Simons
J.C. Simonsen



75 North 100 West
P.O. Box 277
Midway, Utah 84049
Phone: 435-654-3223
Fax: 435-654-4120
midwaycityut.org

29 July 2024

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

Dear Lieutenant Governor Henderson:

This is a written notice of an impending boundary action. The action is an annexation into Midway City of 0.712 acres of land currently in Wasatch County.

All requirements applicable to the boundary action have been met.

Enclosed are a certified copy of the ordinance that effectuated the boundary change and a copy of the approved final annexation plat.

Please contact me if you have any questions. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Celeste Johnson', is written over the printed name and title.

Celeste Johnson
Midway City Mayor

Enclosures

Cc: File

Midway City Corporation

Mayor: Celeste Johnson
City Council Members
Jeff Drury • Lisa Orme
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Certification

I certify that the attached document is a full, true, and correct copy of Ordinance 2024-11.



Brad Wilson, City Recorder

7/31/24

Date





ORDINANCE 2024-11

AN ORDINANCE TO ANNEX A 0.71 ACRE PORTION OF WASATCH COUNTY PARCEL 14-1429 INTO MIDWAY CITY AS PART OF THE SWISS HAVEN PLANNED UNIT DEVELOPMENT.

WHEREAS, pursuant to Utah Code Ann. § 10-2-401 *et. al.*, the Midway City Council may consider petitions to annex real property into the City's boundaries; and

WHEREAS, URE Fund 1 Swiss Haven Homes LLC, the owner and developer of the Swiss Haven Planned Unit Development, has petitioned the City Council to annex a 0.71 acre portion of Wasatch County Parcel 14-1429 into Midway City; and that was previously believed to have been annexed into Midway City, but was not; and

WHEREAS, while it was previously believed that all of Parcel 14-1429 was already within Midway City's boundaries, this 0.71 acre portion was not; and

WHEREAS, the area petitioned to be annexed is allowed under State Code as it is in the Midway Growth Boundary, will not create an island or peninsula, and the petitioner desires to annex the area to continue developing the Swiss Haven P.U.D. which was approved by the City over two decades ago.

NOW THEREFORE, be it ordained by the City Council of Midway City, Utah, as follows:

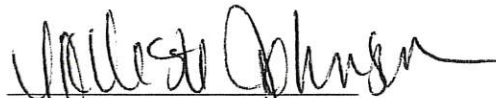
The 0.71 acre portion of Wasatch County Parcel No. 14-1429 not currently annexed into Midway City shall be annexed into Midway City as part of the Swiss Haven Planned Unit Development. To be consistent with the rest of Parcel 14-1429 that is already within Midway City, the annexed area shall be zoned as Resort Zone (RZ).

This Ordinance shall take effect upon publication as required by law.

PASSED AND ADOPTED by the City Council of Midway City, Wasatch County, Utah
this 4th day of June 2024.

Council Member Jeff Drury	<u>Excused</u>
Council Member Lisa Orme	<u>Aye</u>
Council Member Kevin Payne	<u>Aye</u>
Council Member Craig Simons	<u>Aye</u>
Council Member JC Simonsen	<u>Aye</u>

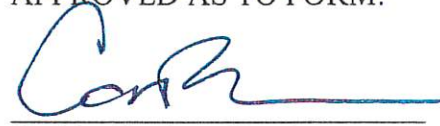
APPROVED:


Celeste Johnson, Mayor

ATTEST:


Brad Wilson, City Recorder

APPROVED AS TO FORM:

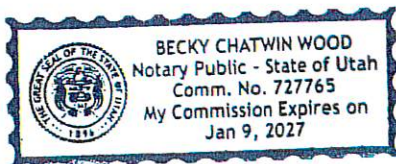

Corbin Gordon, City Attorney

State of Utah, County of Wasatch

The foregoing instrument was acknowledged before me
on this 31st day of July, 20 24

By Celeste Johnson


Notary Public



BOUNDARY DESCRIPTION

A PARCEL OF LAND THAT LIES FULLY WITHIN THE SOUTHEAST QUARTER OF SECTION 28, AND THE NORTHEAST QUARTER OF SECTION 33, TOWNSHIP 3 SOUTH, RANGE 4 EAST, SUBJECT PARCEL CONTAINS 0.712 ACRES OF LAND OF THAT PARTICULAR PARCEL OF LAND THAT IS FOUND IN THE WASATCH COUNTY RECORDER'S OFFICE ENTRY NO. 497260 UNDER. THE BASIS OF BEARING FOR SUBJECT PARCEL OF LAND IS N. 89° 11' 00" E 2698.67 FEET MEASURED BETWEEN THE WASATCH COUNTY BRASS CAP MONUMENTS MONUMENTING THE SOUTH LINE OF THE SAID SOUTHWEST QUARTER OF SAID SECTION 27. SUBJECT PARCEL MORE PARTICULARLY DESCRIBED AS FOLLOWS.

BEGINNING AT THE FOUND SOUTHEAST CORNER OF SECTION 28, TOWNSHIP 3 SOUTH, RANGE 4 EAST, SALT LAKE BASE AND MERIDIAN, SAID CORNER BEING THE TRUE POINT OF BEGINNING; RUNNING THENCE S 01° 58' 18" E 137.80 FEET ALONG THE SECTION LINE TO THE SOUTHERLY BOUNDARY LINE OF T EDWARD MADDEN SURVEY AS FOUND IN THE WASATCH COUNTY SURVEYOR'S OFFICE AS MAP NO. 575; THENCE ALONG THE BOUNDARY LINES OF SAID SURVEY THE FOLLOWING (6) SIX COURSES: (1) N 89° 38' 21" W 53.01 FEET TO A FOUND REBAR AND CAP MARKED "MADDEN LS 4859", (2) N 00° 54' 28" E 137.40 FEET TO A FOUND REBAR AND CAP MARKED MADDEN LS 4859, (3) N 00° 54' 21" E 269.02 FEET TO A FOUND REBAR AND CAP MARKED MADDEN LS 4859, (4) N 00° 10' 05" E 116.54 FEET TO A SET REBAR AND CAP MARKED PLS 10719099, (5) N 00° 32' 19" W 136.98 FEET TO A SET REBAR AND CAP MARKED PLS 10719099, (6) EAST 49.50 FEET TO THE INTERSECTION OF SAID SURVEY AND THE EASTERLY SECTION LINE OF SAID SECTION 28; THENCE S 00° 44' 29" W 522.54 FEET ALONG SAID SECTION LINE TO THE TRUE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 31,011 SQUARE FEET OR 0.712 OF AN ACRE.



Certificate of Passage, Posting and Publication

I certify that on 4 June 2024 the Midway City Council adopted Ordinance 2024-11 (Swiss Haven Annexation).

I certify that a copy of the ordinance was deposited in the office of the municipal recorder.

I certify that a full, true, and correct copy of the ordinance was posted on 25 July 2024 at the following locations:

Midway City Office Building
Midway Community Center
United States Post Office (Midway)
The Market Express
7-Eleven (Midway)

I certify that a summary of the ordinance was published on the Utah Public Notice Website on 25 July 2024.

I further certify that a summary of the ordinance was published in The Wasatch Wave on 31 July 2024.

The ordinance became effective on 31 July 2024 upon publication.


Brad Wilson, Midway City Recorder

Dated 31 July 2024





