

STATE OF UTAH

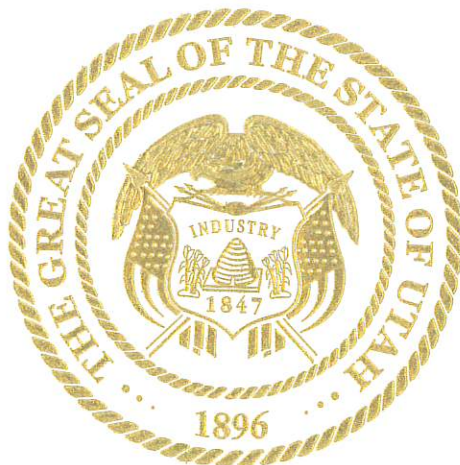


OFFICE OF THE LIEUTENANT GOVERNOR

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 ALPINE SCHOOL DISTRICT WEST SARATOGA ANNEXATION, located in the CITY OF SARATOGA SPRINGS, dated JANUARY 7, 2025, complying with §10-2-418, 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 ALPINE SCHOOL DISTRICT WEST SARATOGA ANNEXATION, located in UTAH COUNTY, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 29th day of January, 2025 at Salt Lake City, Utah.

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

DEIDRE M. HENDERSON
Lieutenant Governor

ORDINANCE NO. 25-05 (01-07-25)

AN ORDINANCE ADOPTED PURSUANT TO SECTION 10-2-418 OF THE UTAH CODE APPROVING THE ANNEXATION OF 162.3 ACRES OF LAND; ANNEXING SUCH LAND INTO THE CITY; AND RELATED MATTERS. (Alpine School District West Saratoga Annexation)

WHEREAS, Utah Code §§ 10-2-401 to - 428 (the “Act”) constitute the statutory framework for annexation of unincorporated areas of a county into an adjoining Utah municipality; and

WHEREAS, Utah Code § 10-2-418(2) provides that a municipality may annex an unincorporated area that is within the expansion area of more than one municipality, without an annexation petition if the area to be annexed consists an unincorporated island within, or unincorporated peninsula contiguous to, the municipality, and each municipality agrees to the annexation; and

WHEREAS, the proposed Property is included in Eagle Mountain City and the City of Saratoga Springs expansion areas, Eagle Mountain City agreed to the annexation of the Property into the boundaries of the City of Saratoga Springs; and

WHEREAS, the area proposed to be annexed described in Exhibit A (“Property”) consists of approximately 162.23+/- acres owned by the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, and constitutes all or part of an unincorporated island or peninsula of Utah County, a county of the second class, contiguous to and/or surrounded by land of the City of Saratoga Springs, Utah (“City”); and

WHEREAS, the Property is situated within a portion of unincorporated Utah County included in the Annexation Policy Plan Map adopted by the City Council of the City of Saratoga Springs on June 7, 2022 as part of Ordinance No. 22-23 (6-7-22) as amended; and

WHEREAS, on October 24, 2024, the Alpine School District filed a “Annexation Application” (“Application”), on file with the City Recorder, seeking to annex the Property into the City pursuant to Utah Code § 10-2-418; and

WHEREAS, on November 19, 2024, the City Council passed resolution R24-61 (11-19-24) indicating its intent to annex the Property; and

WHEREAS, pursuant to Utah Code § 10-2-418, at least three weeks before the public hearing, the City caused notice of the proposed annexation to be published as a Class B notice under Section 63G-30-102; and

WHEREAS, on November 27, 2024, the City Recorder sent written notice of the proposed annexation to the Utah County Commission and the board of each local district and special service district whose boundaries contain some or all of the area proposed for annexation; and

WHEREAS, on January 7, 2025, not less than thirty (30) days after the City Council adopted the resolution indicating its intent to annex the Property, the City Council held a public hearing relating to the proposed annexation, at which public hearing all individuals desiring to express their views relating to the proposed annexation were given the opportunity to be heard on the matter; and

WHEREAS, no protests to the annexation have been filed pursuant to Utah Code § 10-2-418; and

WHEREAS, the City Council has given careful consideration to the views expressed by the public during the public hearing; and

WHEREAS, the City Council has carefully reviewed and considered the Petition and all materials submitted by the petitioner in connection therewith and in support thereof, including materials required to be submitted pursuant to the City's Annexation Policy Plan Statement and Annexation Petition Requirements and Procedures; and

WHEREAS, in light of the foregoing, and after due deliberation, the City Council desires to approve the Petition and proceed with the proposed annexation and other related matters.

NOW THEREFORE, it is hereby ordained by the City Council of the City of Saratoga Springs, Utah, as follows:

SECTION 1. Findings. The City Council does hereby find and determine that the annexation of the Property furthers the health, safety, and general welfare of the City and its residents.

SECTION 2. Approval of Annexation; Effective Date. The City Council approves the Application, approves the annexation of the Property as described in the Application, and does hereby annex the Property into the City. The effective date of such annexation shall be the date of issuance by the Utah Lieutenant Governor of the Certificate of Annexation, under Utah Code § 10-2-425.

SECTION 3. Zoning. The Property shall be subject to the Planned Community (PC) zoning as a part of the District Area Plan.

SECTION 4. Authorized Actions. The Mayor, the City Recorder, the City Manager, and all other officers and employees of the City 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; including, without limitation, the giving of all notices and the filing of all items required pursuant to Sections 10-2-401 et seq. of the Utah Code.

SECTION 5. Publication of Ordinance. A copy of this Ordinance shall be delivered to the City Recorder immediately upon execution by the Mayor, and the City Recorder is hereby

authorized and directed to cause a summary thereof to be published in accordance with state law. This Ordinance shall become effective immediately upon such publication.

SECTION 6. Amendment of Conflicting Ordinances. If any ordinances, resolutions, policies, or zoning maps of the City of Saratoga Springs heretofore adopted are inconsistent herewith they are hereby amended to comply with the provisions hereof. If they cannot be amended to comply with the provisions hereof, they are hereby repealed.

SECTION 7. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

ADOPTED AND PASSED by the City Council of the City of Saratoga Springs, Utah, this 7th day of January, 2025.

Signed: 
 Jim Miller, Mayor

Attest: 
 Nicolette Fike, City Recorder



CITY COUNCIL VOTE AS RECORDED

Councilmembers:	Yes	No	Abstain	Excused
Audrey Barton	<u> X </u>	_____	_____	_____
Chris Carn	<u> X </u>	_____	_____	_____
Michael McOmber	_____	_____	_____	<u> X </u>
Lance Wadman	<u> X </u>	_____	_____	_____
Stephen Willden	<u> X </u>	_____	_____	_____
Mayor Jim Miller (tie only)	_____	_____	_____	_____

EXHIBIT A

Annexation Plat and Legal Description

**ANNEXATION OF WEST SARATOGA 162 ACRES
BOUNDARY DESCRIPTION**

A PART OF UNINCORPORATED UTAH COUNTY TO BE ADDED TO THE CORPORATE LIMITS OF THE CITY OF SARATOGA SPRINGS, UTAH, BEING A PORTION OF SECTION 33, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN, THE BOUNDARY OF SAID ADDITION IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SECTION 33, TOWNSHIP, 5 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, SAID POINT BEING ON THE EXISTING CORPORATE BOUNDARY OF SARATOGA SPRINGS CITY ACCORDING TO THE SARATOGA WEST ADDITION ANNEXATION PLAT, RECORDED AS ENTRY NO. 5776:2011, MAP NO. 13388, IN THE OFFICE OF THE UTAH COUNTY RECORDER; AND RUNNING THENCE ALONG SAID EXISTING SARATOGA SPRINGS CITY CORPORATE BOUNDARY THE FOLLOWING (3) COURSES AND DISTANCES:

- (1) S.00°28'10"W. 1,331.58 FEET ALONG THE EAST LINE OF SAID SECTION 33 TO THE SOUTHEAST CORNER OF THE NE1/4 OF THE NE1/4 OF SAID SECTION 33;
- (2) N.89°19'47"W. 2,652.71 FEET ALONG THE 40-ACRE LINE TO THE SOUTHWEST CORNER OF THE NW1/4 OF THE NE1/4 OF SAID SECTION 33;
- (3) N.89°17'58"W. 1,328.91 FEET ALONG THE 40-ACRE LINE TO THE SOUTHEAST CORNER OF THE NW1/4 OF THE NW1/4 OF SAID SECTION 33;

THENCE LEAVING SAID EXISTING CORPORATE BOUNDARY, N.89°16'35"W. 1,329.34 FEET ALONG THE SOUTH LINE OF SAID NW1/4 OF THE NW1/4 TO THE SOUTHWEST CORNER OF SAID NW1/4 OF THE NW1/4 OF SECTION 33, BEING A POINT ON THE EXISTING CORPORATE LIMITS OF EAGLE MOUNTAIN CITY ACCORDING TO THE OFFICIAL MAP OF THE TOWN OF EAGLE MOUNTAIN, RECORDED AS ENTRY NO. 97762, MAP NO. 6861-81 IN THE OFFICE OF THE UTAH COUNTY RECORDER; THENCE ALONG SAID EXISTING CORPORATE LIMITS THE FOLLOWING (4) COURSES AND DISTANCES:

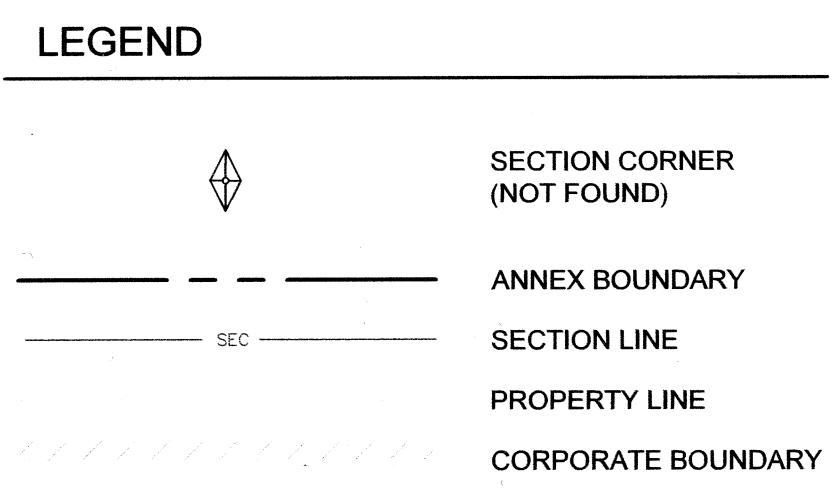
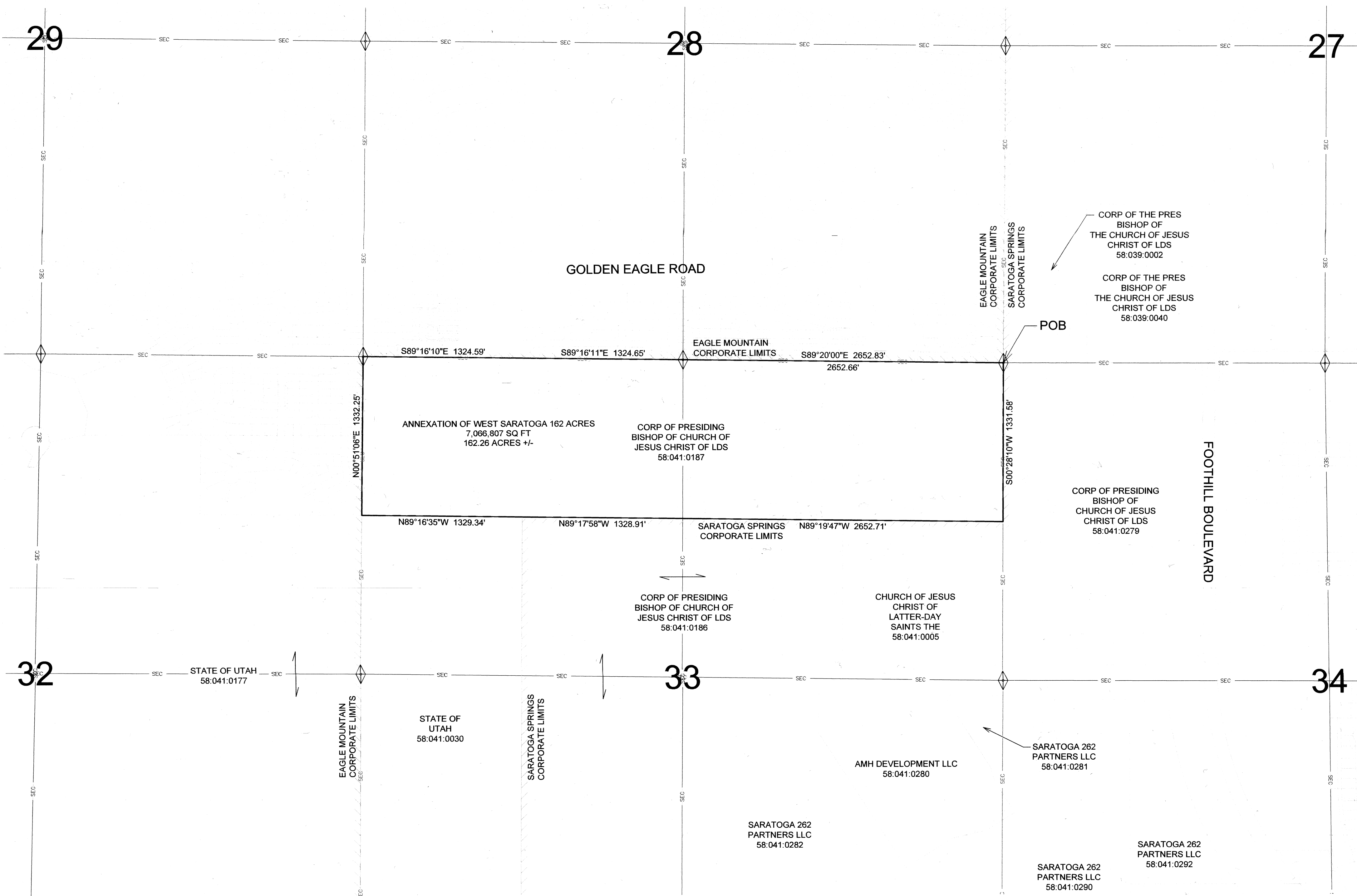
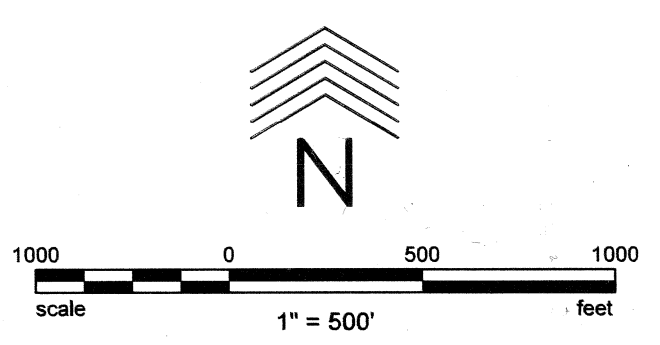
- (1) N.00°51'06"E. 1,332.25 FEET ALONG THE SECTION LINE TO THE NORTHWEST CORNER OF SAID SECTION 33;
- (2) S.89°16'11"E. 1,324.59 FEET (1,324.458 BY RECORD) ALONG THE SECTION LINE TO THE NORTH 1/4 CORNER OF SAID SECTION 33, TO A POINT ON THE SOUTH LINE OF THE EXISTING EVANS RANCH ANNEXATION, RECORDED AS ENTRY NO. 142608:2002, MAP NO. 9802-111 IN THE OFFICE OF THE UTAH COUNTY RECORDER;
- (3) S.89°16'11"E. 1,324.65 FEET ALONG THE SECTION LINE, AND CONTINUING ALONG SAID SOUTH LINE OF EVANS RANCH ANNEXATION, TO THE NORTH 1/4 CORNER OF SAID SECTION 33;
- (4) S.89°20'00"E. 2,652.83 FEET ALONG THE SECTION LINE, AND CONTINUING ALONG SAID SOUTH LINE OF EVANS RANCH ANNEXATION TO THE POINT OF BEGINNING.

CONTAINS: 7,066,827 SQ. FT. OR 162.23 ACRES, MORE OR LESS.

Avenue Project No. 22-242
 P:\2022\22-242 - Lake Mountain Annexation\000_CAD\000_Survey\22-242_Lake Mountain Annex - 2022.dwg
 1/7/2025 3:03 PM

ANNEXATION OF WEST SARATOGA 162 ACRES

A FINAL LOCAL ENTITY PLAT



PLAT NOTES:

1. THIS PLAT IS BASED ON RECORD PROPERTY INFORMATION OBTAINED FROM THE OFFICES OF THE UTAH COUNTY RECORDER AND SURVEYOR. NO FIELD SURVEY WAS PERFORMED.
2. THE COORDINATE SYSTEM AND BASIS OF BEARINGS, IS THE UTAH STATE PLANE COORDINATE SYSTEM, NAD83 CENTRAL ZONE, AND AS SHOWN ON THE DEPENDENT RESURVEY PLATS ON FILE IN THE OFFICE OF THE UTAH COUNTY SURVEYOR AS OF THE DATE OF THE PREPARATION OF THIS PLAT. ALL BEARINGS AND DISTANCES CONTAINED HEREIN ARE EXPRESSED AS GRID BEARINGS AND GROUND DISTANCES, USING A SCALE FACTOR OF 1.0002709608 AND SCALED UP FROM (0.0) USING A FALSE NORTHING OF 7,000,000.00 AND FALSE EASTING OF -1,000,000.00.
3. IN MOST CASES, DEEDS, SUBDIVISIONS, ANNEXATION, AND INCORPORATION PLATS HAVE BEEN ROTATED TO THE BASIS OF BEARING ABOVE, HOWEVER SOME DEEDS WERE NOT ROTATED IN ORDER TO MAINTAIN THE INTENT OF THE DEED COURSE AND BOUND CALLS ETC.

avenue CONSULTANTS

Avenue Consultants, Inc
 6575 South Redwood Road, Suite 101
 Taylorsville, UT 84123
 801-207-7660
 www.avenueconsultants.com

BOUNDARY DESCRIPTION

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CONTAINS: 7,066,827 SQ. FT. OR 162.23 ACRES, MORE OR LESS.

SURVEYOR'S CERTIFICATE

I, MICHAEL B. HERBST, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR AND THAT I HOLD A LICENSE NO. 5046930 IN ACCORDANCE WITH TITLE 58, CHAPTER 22 OF THE UTAH STATE CODE. I FURTHER CERTIFY THAT THIS PLAT OF ANNEXATION TO THE CORPORATE LIMITS OF SARATOGA SPRINGS CITY, UTAH COUNTY, UTAH IS A TRUE AND ACCURATE MAP OF DATA COMPILED FROM RECORDS ON FILE IN THE OFFICE OF THE UTAH COUNTY RECORDER.

Michael B. Herbst
 MICHAEL B. HERBST
 PROFESSIONAL LAND SURVEYOR
 LICENSE NO. 5046930
 January 07, 2025
 DATE:



ACCEPTANCE BY LEGISLATIVE BODY

WE, THE DULY ELECTED COUNCIL OF THE CITY OF SARATOGA SPRINGS, UTAH, HAVE RECEIVED A REQUEST TO INITIATE PROCEDURES FOR THE ANNEXATION OF THE TRACTS OF LAND SHOWN HEREON, WHICH TRACTS OF LAND CONSTITUTE A PORTION OF AN EXISTING ISLAND OR PENINSULA OF UNINCORPORATED LAND WITHIN OR CONTIGUOUS TO THE CITY, AND DO HEREBY CERTIFY: (1) THE COUNCIL HAS ADOPTED A RESOLUTION SETTING FORTH ITS INTENT TO ANNEX THE TRACTS, PROVIDED NOTICE AND CONDUCTED HEARINGS ON THE MATTER, AND ADOPTED AN ORDINANCE PROVIDING FOR THE ANNEXATION OF THE TRACTS INTO THE CITY; ALL IN ACCORDANCE WITH THE PROVISIONS OF SECTION 10-2-418 UTAH CODE ANNOTATED, AS AMENDED, AND (2) THAT THE COUNCIL DOES HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACTS OF LAND SHOWN HEREON AS A PART OF THE CITY OF SARATOGA SPRINGS TO BE KNOWN HEREAFTER AS THE

ANNEXATION OF WEST SARATOGA 162 ACRES

DATED THIS 21st DAY OF January, 2024

[Signature]
 MAYOR

ATTEST *[Signature]*
 RECORDER

RECORDER'S SEAL

ACCEPTANCE BY COUNTY SURVEYOR

THIS PLAT HAS BEEN REVIEWED BY THE COUNTY SURVEYOR AND IS HEREBY CERTIFIED AS A FINAL LOCAL ENTITY PLAT, PURSUANT TO UTAH CODE ANNOTATED 17-23-20 AMENDED.

[Signature] DATE: 01/22/2025
 COUNTY SURVEYOR

COUNTY SURVEYOR'S SEAL

UTAH COUNTY RECORDER DATE: _____

PLAT OF ANNEXATION OF WEST SARATOGA 162 ACRES
 A FINAL LOCAL ENTITY PLAT OF THE CITY OF SARATOGA SPRINGS, UTAH COUNTY, UTAH
 SCALE 1" = 500'

COUNTY RECORDER

UTAH COUNTY RECORDER STAMP **SHEET 1 OF 1**



NOTICE OF IMPENDING BOUNDARY ACTION

January 7, 2025

The Honorable Deidre M. Henderson
Lieutenant Governor of the State of Utah
Lt. Governor's Office
PO Box 142325
Salt Lake City, Utah 84114-2325

Subject: Notice of Impending Boundary Action – Alpine School District West Saratoga Annexation
- Annexation of 162.3 +/- Acres of Land

Dear Lieutenant Governor Henderson,

On January 7, 2025, pursuant to Utah Code § 10-2-418, the City Council of the City of Saratoga Springs, Utah adopted Ordinance 25-05 (01-07-25) to annex approximately 162.3 acres of land situated outside of the current boundaries of the City of Saratoga Springs, Utah within portions of unincorporated Utah County, which property is contiguous to the boundaries of the City and identified in the City's Annexation Policy Plan.

A copy of the Ordinance and supporting documents are provided with this Notice setting forth the revised boundaries of the City of Saratoga Springs, Utah. Also provided with this Notice is an Approved Final Local Entity Plat, as defined in Utah Code § 67-1a-6.5(1)(b), certified by the Utah County Surveyor.

In accordance with Utah Code § 67-1a-6.5(3)(e), I hereby certify that all requirements applicable to this annexation have been met. I also respectfully request that your office issue a Certificate of Annexation to the City of Saratoga Springs in accordance with Utah Code § 67-1a-6.5(2). Pursuant to Utah Code § 10-2-425(4)(b), the effective date of the annexation will be the date of the Lieutenant Governor's issuance of a certificate of annexation.

If you have any questions or need additional information, please do not hesitate to contact me at any time.

Respectfully,

Jim Miller, Mayor