

ORDINANCE 20-14

AN ORDINANCE ANNEXING TERRITORY LOCATED AT APPROXIMATELY 2411-2533 EAST ROBIDOUX ROAD AND 8252-8337 SOUTH ESCALANTE DRIVE, IN SALT LAKE COUNTY, COMPRISING APPROXIMATELY 10.29 ACRES INTO THE MUNICIPALITY OF SANDY CITY; ESTABLISHING ZONING FOR THE ANNEXED PROPERTY; ALSO PROVIDING A SEVERANCE AND EFFECTIVE DATE FOR THE ANNEXATION.

The Sandy City Council finds:

1. Section 10-2-418, Utah Code Annotated, authorizes the City to annex contiguous areas within unincorporated county islands without a petition if it satisfies certain statutory requirements.
2. The City has complied with all statutory requirements, including without limitation: (1) the properties proposed to be annexed, located at approximately 2411-2533 East Robidoux Road and 8252-8337 South Escalante Drive, in Salt Lake County, comprising approximately 10.29 acres ("**Area**"), are contiguous areas and are contiguous to the City; (2) the areas proposed to be annexed are within the City's adopted expansion area; and (3) the annexation meets the requirements of Section 10-2-418.
3. On September 22, 2020, the City adopted Resolution 20-37C, attached hereto as **Exhibit "A"**, describing the Area and indicating the City's intent to annex the Area. The City determined that not annexing the entire island or peninsula was in its best interest.
4. The City published Notice to hold a public hearing on the proposed annexation of the Area. The Notice was published at least once a week for three successive weeks in a newspaper of general circulation within the City and within the Area, and the City sent written notice to the board of each special district whose boundaries contain some or all of the Area, and to the Salt Lake County legislative body. The Notice, a copy of which is attached hereto as **Exhibit "B"**, complied with all statutory requirements.
5. On or about October 27, 2020, the City Council held a public hearing on the proposed annexation.
6. The annexation of the Area is completed and takes effect on the date of the lieutenant governor's issuance of a certificate of annexation as per Section 10-2-425(4), Utah Code Annotated.

NOW, THEREFORE, BE IT ORDAINED by the City Council that it does hereby:

1. Adopt an ordinance annexing the Area as shown in **Exhibit "A"** and on the plat filed in the office of the Sandy City Recorder.
2. Determine that not annexing the entire island or peninsula is in the City's best interest.

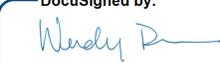
3. Annex these properties to the City with the R-1-10 zone for the subject area.
4. Confirm that, pursuant to Section 10-2-425(4), Utah Code Annotated, this annexation is completed and takes effect upon the date of the lieutenant governor's issuance of a certification of annexation.
5. Declare that all parts of this ordinance are severable and that if the annexation of the Area shall, for any reason, be held to be invalid or unenforceable, this shall not affect the validity of any associated or subsequent annexation.
6. Affirm that this ordinance shall become effective upon the later of publication as provided by law or adoption of a Salt Lake County resolution consenting to the annexation.

PASSED AND APPROVED by vote of the Sandy City Council this 27 day of October, 2020.

DocuSigned by:

 2BD9B8A417C845C...
 Zach Robinson, Sandy City Council

ATTEST:

DocuSigned by:

 688E7E8272014B1...
 City Recorder



DocuSigned by:

 1921B3EB0D3D4D3...
 Kurt Bradburn, Mayor

PRESENTED to the Mayor of Sandy City this 2nd day of November, 2020.

APPROVED by the Mayor of Sandy City this 2nd day of November, 2020.

ABBREVIATED DESCRIPTION OF THE ROBIDOUX ANNEXATION TO SANDY CITY

Beginning at the Northeast Corner of Lot 14, WILLOW CREEK NO. 7 subdivision, according to the official plat thereof, recorded January 10, 1967 as Entry No. 2184623 in Book EE of plats at Page 44 in the office of the Salt Lake County Recorder, said Point lies South 89°40'42" East 724.80 feet along the section line and South 0°19'27" West 140.00 feet from the Center of Section 34, Township 2 South, Range 1 East, Salt Lake Base and Meridian; thence South 15°27'15" East 26.66 feet; thence South 89°40" East 657.18 feet; thence South 89°40' East 65.50 feet; thence South 32°32' East 150.61 feet; thence North 89°40' West 41.23 feet; thence South 0°20' West 210.00 feet; thence North 89°40' West 568.18 feet; thence South 0°19'27" West 150.00 feet; thence South 6°02'05" West 100.50 feet; thence South 5°23'11" East 100.50 feet; thence South 0°19'27" West 133.20 feet; thence South 43°30' West 50.27 feet; thence South 43°30' West 4.38 feet; thence North 62°32'08" West 165.54 feet; thence Northeasterly 60.24 feet along the arc of a 385.00 foot-radius non-tangent curve to the left whose center bears North 62°32'08" West, has a central angle of 8°57'52" and a chord bearing and length of N 22°58'56" E 60.18 feet; thence North 71°30'00" West 179.64 feet; thence North 0°19'27" East 698.16 feet; thence South 89°40'42" East 130.00 feet to the Point of Beginning. The above described area to be annexed into the corporate limits of Sandy City contains approximately 10.29 acres.

FINAL LOCAL ENTITY PLAT
ROBIDOUX
ANNEXATION TO SANDY CITY

ANNEXATION DESCRIPTION

Beginning at the Northeast Corner of Lot 14, WILLOW CREEK NO. 7 subdivision, according to the official plat thereof, recorded January 10, 1967 as Entry No. 2184623 in Book EE of plats at Page 44 in the office of the Salt Lake County Recorder, said Point lies South 89°40'42" East 724.80 feet along the section line and South 0°19'27" West 140.00 feet from the Center of Section 34, Township 2 South, Range 1 East, Salt Lake Base and Meridian;

thence South 15°27'15" East 26.66 feet along the lot line common to Lots 1 and 14 of said WILLOW CREEK NO. 7 subdivision;

thence South 89°40' East 657.18 feet along the northerly lines of Lots 13, 12, 11, 10, 9, 8 and 7 of said WILLOW CREEK NO. 7 subdivision, to the northeast corner of said subdivision and an angle point in the westerly boundary of WILLOW CREEK SUBDIVISION NO. 1, recorded November 4, 1959 as Entry No. 1684075 in Book U of plats at Page 40 in the office of said Salt Lake County Recorder;

thence South 89°40' East 65.50 feet along the lot line common to Lots 3 and 12 of said WILLOW CREEK SUBDIVISION NO. 1;

thence South 32°32' East 150.61 feet along the easterly line of said Lot 12 to the northerly right-of-way line of Robidoux Road and the current Sandy City boundary established by the WILLOW CREEK COUNTRY CLUB annexation to Sandy City, recorded December 26, 2018 as Entry No. 12909255 in Book 2018P of plats at Page 423 in the office of said Salt Lake County Recorder;

thence North 89°40' West 41.23 feet along said current Sandy City boundary and northerly right-of-way line of Robidoux Road;

thence South 0°20' West 210.00 feet crossing Robidoux Road and along the westerly line of Lot 500 of said WILLOW CREEK SUBDIVISION NO. 1;

thence along said current Sandy City boundary and the southerly and easterly boundary of said WILLOW CREEK NO. 7 subdivision the following six (6) courses:

- (1) North 89°40' West 568.18 feet;
- (2) South 0°19'27" West 150.00 feet;
- (3) South 6°02'05" West 100.50 feet;
- (4) South 5°23'11" East 100.50 feet;
- (5) South 0°19'27" West 133.20 feet;
- (6) South 43°30' West 50.27 feet to intersect the northerly boundary of WILLOW CREEK NO. 10 subdivision, recorded July 1, 1968 as Entry No. 2250909 in Book FF of plats at Page 68 in the office of said Salt Lake County Recorder;

thence along the boundary common to said WILLOW CREEK NO. 7 and WILLOW CREEK NO. 10 subdivisions the follow in two (2) courses:

- (1) South 43°30' West 4.38 feet;
- (2) North 62°32'08" West 165.54 feet to the easterly right-of-way line of Escalante Drive;

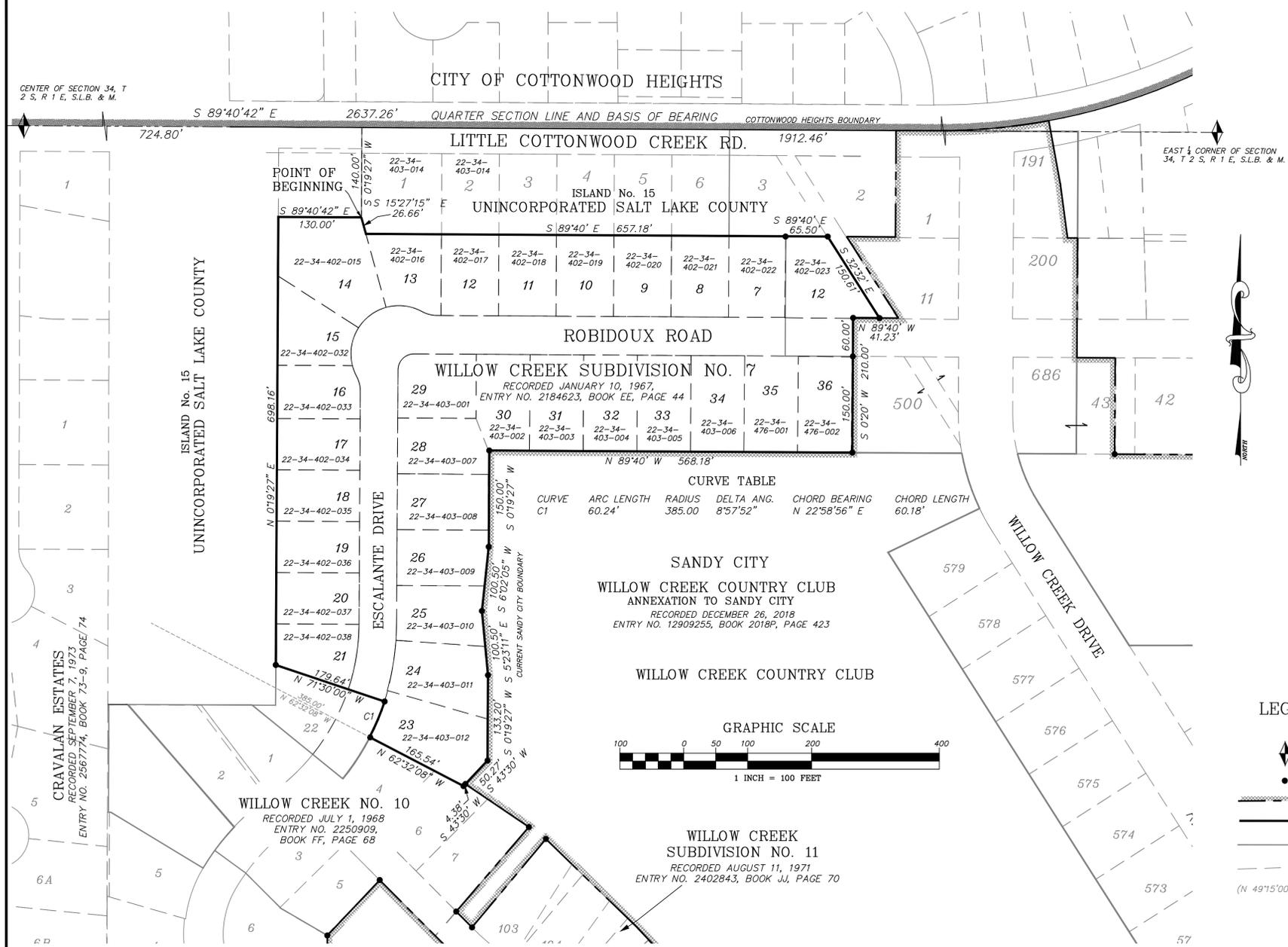
thence Northeasterly 60.24 feet along the arc of a 385.00 foot-radius non-tangent curve to the left whose center bears North 62°32'08" West, has a central angle of 8°57'52" and a chord bearing and length of N 22°58'56" E 60.18 feet;

thence North 71°30'00" West 179.64 feet, crossing Escalante Drive and along the lot line common to Lots 21 and 22 of said WILLOW CREEK NO. 7 subdivision;

thence North 0°19'27" East 698.16 feet along the westerly boundary of said WILLOW CREEK NO. 7 subdivision;

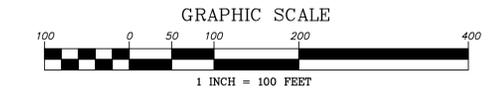
thence South 89°40'42" East 130.00 feet along the northerly boundary of said WILLOW CREEK NO. 7 subdivision to the Point of Beginning.

The above described area to be annexed into the corporate limits of Sandy City contains approximately 10.3 acres.



CURVE TABLE

CURVE	ARC LENGTH	RADIUS	DELTA ANG.	CHORD BEARING	CHORD LENGTH
C1	60.24'	385.00	8°57'52"	N 22°58'56" E	60.18'



LEGEND

- SECTION CORNER MONUMENT (NOT SEARCHED FOR)
- ANGLE POINT IN ANNEXATION BOUNDARY (NOT MARKED)
- CURRENT SANDY CITY BOUNDARY
- PROPOSED ANNEXATION BOUNDARY
- SUBDIVISION BOUNDARY
- LOT OR PARCEL LINES
- RECORD BEARINGS (TYP)

SURVEYOR'S NARRATIVE

As a result of Senate Bill 199 which was signed into law May 30, 2015, unincorporated Salt Lake County "islands" were identified and given a number designation by the Office of the Salt Lake County Clerk and then described by the office of the Salt Lake County Surveyor. The area shown hereon to be annexed into the corporate limits of Sandy City is a portion of the area designated as Island No. 15.

This plat and the description found hereon have been prepared for annexation purposes only, relying on information of record, and do not purport to be based upon an actual field survey. The intent of this plat and the description found hereon is to annex into the corporate limits of Sandy City all those parcels of land as well as any public or private streets shown hereon within the bounds of the legal description also found hereon.

FINAL LOCAL ENTITY PLAT
ROBIDOUX

ANNEXATION TO SANDY CITY

SITUATE IN THE SOUTHEAST QUARTER OF SECTION 34,
TOWNSHIP 2 SOUTH, RANGE 1 EAST,
SALT LAKE BASE AND MERIDIAN

DATE PREPARED: SEPTEMBER 15, 2020

ANNEXED AREA = 10.3 ACRES±

SALT LAKE COUNTY SURVEYOR

Approved this ____ day of _____ A.D., 20____
as a Final Local Entity Plat by the Salt Lake County Surveyor.

SALT LAKE COUNTY SURVEYOR DATE

ENGINEER'S CERTIFICATE

I hereby certify that this is a true and correct map of that area to be annexed to the Corporate Limits of Sandy City, Utah.

SANDY CITY ENGINEER DATE

SANDY CITY APPROVAL

Approved this ____ day of _____, A.D. 2020
by the Sandy City Council as Ordinance No. _____

SANDY CITY MAYOR SANDY CITY COUNCIL CHAIR

SANDY CITY ATTORNEY SANDY CITY RECORDER

SALT LAKE COUNTY

RECORDED # _____
State of Utah, County of Salt Lake, Recorded and Filed at the request of:

Date: _____ Time: _____ Book: _____ Page: _____

Fee \$ _____ DEPUTY SALT LAKE COUNTY RECORDER

SURVEYOR'S CERTIFICATION

PREPARED BY:
NOLAN C. HATHCOCK
SANDY CITY SURVEYOR
UTAH LICENSE NO. 166346
8775 S. 700 W.
SANDY, UTAH 84070
PHONE: 801-568-2965

I, Nolan C. Hathcock, a Professional Land Surveyor licensed under Title 58, Chapter 22, Professional Engineers and Professional Land Surveyors Licensing Act, holding license no. 166346, do hereby certify that a final local entity plat, in accordance with Section 17-23-20, was made by me and shown hereon is a true and correct representation of said Final Local Entity Plat.

NOLAN C. HATHCOCK, PROFESSIONAL LAND SURVEYOR DATE:



RESOLUTION #20-37C

ROBIDOUX ROAD ANNEXATION

A RESOLUTION INDICATING INTENT TO ANNEX
AN UNINCORPORATED AREA, SETTING A HEARING
TO CONSIDER SUCH AN ANNEXATION, AND
DIRECTING PUBLICATION OF HEARING NOTICE.

The City Council of Sandy City, State of Utah, finds and determines as follows:

1. Sandy City (“**City**”) desires to annex multiple parcels of contiguous unincorporated area, totaling approximately 10.29 acres, located at approximately 2411-2533 East Robidoux Road and 8252-8337 South Escalante Drive. The area currently is in Salt Lake County, Utah, and more specifically described in the description attached hereto as **Appendix “A”**.
2. The annexation of that portion of an island or peninsula, leaving unincorporated the remainder of that island or peninsula, is in the City’s best interests.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Sandy City, Utah that it does hereby:

1. Indicate the City Council’s intent to annex the area described in **Appendix “A”**.
2. Determine that not annexing the entire unincorporated island or unincorporated peninsula is in the City’s best interest.
3. Indicate the City Council’s intent to withdraw the area described in **Appendix “A”** from the municipal services district.
4. Set a public hearing for October 27, 2020, at 6:00 p.m. to consider the annexation.
5. Direct the City Recorder to publish and send notice of such hearing in accordance with Utah Code.

ADOPTED by the Sandy City Council this ____ day of _____, 2020.

Zach Robinson, Sandy City Council

ATTEST:

City Recorder

RECORDED this ____ day of _____, 2020.

APPENDIX “A”

**SANDY CITY PUBLIC NOTICE
INTENT TO ANNEX – ROBIDOUX ROAD ANNEXATION**

NOTICE IS HEREBY GIVEN that the Sandy City Council has adopted a resolution indicating its intent to annex an unincorporated area, located at approximately 2411-2533 East Robidoux Road and 8252-8337 South Escalante Drive. On October 27, 2020 no sooner than 6:00 p.m. in an online meeting, in accordance with Utah Code 52-4-207(4) Open and Public Meeting Act the Sandy City Council will hold a public hearing on the proposed annexation. This online meeting will be conducted via Zoom Webinar. Citizens wishing to comment during the public hearing must access the meeting via the Zoom Webinar link below. If a citizen is unable to attend a meeting via Zoom, he or she may e-mail the City Council Executive Director at mapplegarth@sandy.utah.gov by 3:00 PM on October 27, 2020 to have those comments distributed to the City Council and have them read into the record at the appropriate time. Interested persons may register for this webinar at: Register in advance for this webinar: https://us02web.zoom.us/webinar/register/WN_lmwFl6jQQcmZ3JIH7SdCdQ. After registering, you will receive a confirmation email containing information about joining the webinar. Meeting ID: 849 5936 8797; Passcode: 526921. Or Listen by Telephone: Dial (for higher quality, dial a number based on your current location): US: +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833 or +1 301 715 8592 or +1 312 626 6799 or +1 929 436 2866

Legal Description: Beginning at the Northeast Corner of Lot 14, WILLOW CREEK NO. 7 subdivision, according to the official plat thereof, recorded January 10, 1967 as Entry No. 2184623 in Book EE of plats at Page 44 in the office of the Salt Lake County Recorder, said Point lies South 89°40'42" East 724.80 feet along the section line and South 0°19'27" West 140.00 feet from the Center of Section 34, Township 2 South, Range 1 East, Salt Lake Base and Meridian; thence South 15°27'15" East 26.66 feet; thence South 89°40" East 657.18 feet; thence South 89°40' East 65.50 feet; thence South 32°32' East 150.61 feet; thence North 89°40' West 41.23 feet; thence South 0°20' West 210.00 feet; thence North 89°40' West 568.18 feet; thence South 0°19'27" West 150.00 feet; thence South 6°02'05" West 100.50 feet; thence South 5°23'11" East 100.50 feet; thence South 0°19'27" West 133.20 feet; thence South 43°30' West 50.27 feet; thence South 43°30' West 4.38 feet; thence North 62°32'08" West 165.54 feet; thence Northeasterly 60.24 feet along the arc of a 385.00 foot-radius non-tangent curve to the left whose center bears North 62°32'08" West, has a central angle of 8°57'52" and a chord bearing and length of N 22°58'56" E 60.18 feet; thence North 71°30'00" West 179.64 feet; thence North 0°19'27" East 698.16 feet; thence South 89°40'42" East 130.00 feet to the Point of Beginning.

The City Council will annex the area unless written protests to the annexation are presented at the public hearing, or are filed by 5:00 p.m., on the day of such hearing, with the Sandy City Recorder, Suite 311, Sandy City Hall, 10000 Centennial Parkway, Sandy Utah, by the owners of private real property that:

- (A) is located within the area proposed for annexation;
- (B) covers a majority of the total private land area within the entire area proposed for annexation; and

(C) is equal in value to at least ½ the value of all private real property within the entire area proposed for annexation.

The area under consideration for annexation comprises approximately 10.29 acres. It is being proposed to annex these properties to the City with the R-1-10 zone. Any questions you may have regarding this annexation, may be directed to Brian McCuistion in the Community Development Department – 801-568-7268, bmccuistion@sandy.utah.gov

Posted September 30, 2020

Sandy City Hall
Sandy Parks & Recreation
Sandy Library
Sandy City Website (<http://www.sandy.utah.gov>)
Utah Public Notice Website (<http://pmn.utah.gov>)

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