

ORDINANCE # 23-19

MIDDLE DEER HOLLOW ANNEXATION

AN ORDINANCE ANNEXING TERRITORY LOCATED AT APPROXIMATELY 3160 – 3295 EAST DEER HOLLOW ROAD IN SALT LAKE COUNTY, COMPRISING APPROXIMATELY 11.60 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 3160 - 3295 East Deer Hollow Road in Salt Lake County, comprising approximately 11.60 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 August 29, 2023, the City adopted Resolution 23-40C, 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 Public Notice to hold a public hearing on the proposed annexation of the Area was posted in Sandy City Hall, Sandy Parks & Recreation, the Salt Lake County Library-Sandy, River Oaks Golf Course, Alta Canyon Recreation Center, the Sandy City Website – <https://www.sandy.utah.gov>, and the Utah Public Notice Website – <https://www.utah.gov/pmn> on September 1, 2023. The notices were also posted in ten places within the area proposed for annexation, and the unincorporated area within ½ mile of the area proposed for annexation.
5. 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.
6. On or about October 3, 2023, the City Council held a public hearing on the proposed annexation.
7. 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. 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.
- 4. 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.
- 5. 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 _____ day of _____, 2023.

Brooke D’Sousa, Sandy City Council Chair

ATTEST:

City Recorder

Monica Zoltanski, Mayor

PRESENTED to the Mayor of Sandy City this _____ day of _____, 2023.

APPROVED by the Mayor of Sandy City this _____ day of _____, 2023.