

ORDINANCE 20-13

AN ORDINANCE ANNEXING TERRITORY LOCATED AT APPROXIMATELY 2311-2356 EAST SUBLETTE PLACE, 8432-8506 SOUTH TREASURE MOUNTAIN DRIVE AND 2330-2343 EAST GERMANIA CIRCLE, IN SALT LAKE COUNTY, COMPRISING APPROXIMATELY 8.6 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 2311-2356 East Sublette Place, 8432-8506 South Treasure Mountain Drive and 2330-2343 East Germania Circle, in Salt Lake County, comprising approximately 8.6 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 20-38C, 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:

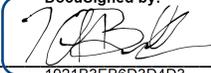
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 Zach Robinson, Sandy City Council

ATTEST:

DocuSigned by:

 688E7E8272014B1...
 City Recorder



DocuSigned by:

 1921B3EB6D3D4D3...
 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 SUBLETTE CIRCLE ANNEXATION DESCRIPTION

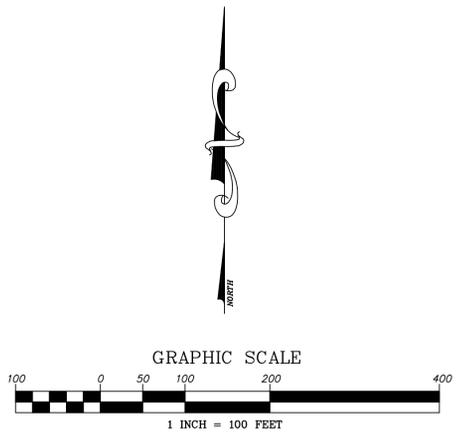
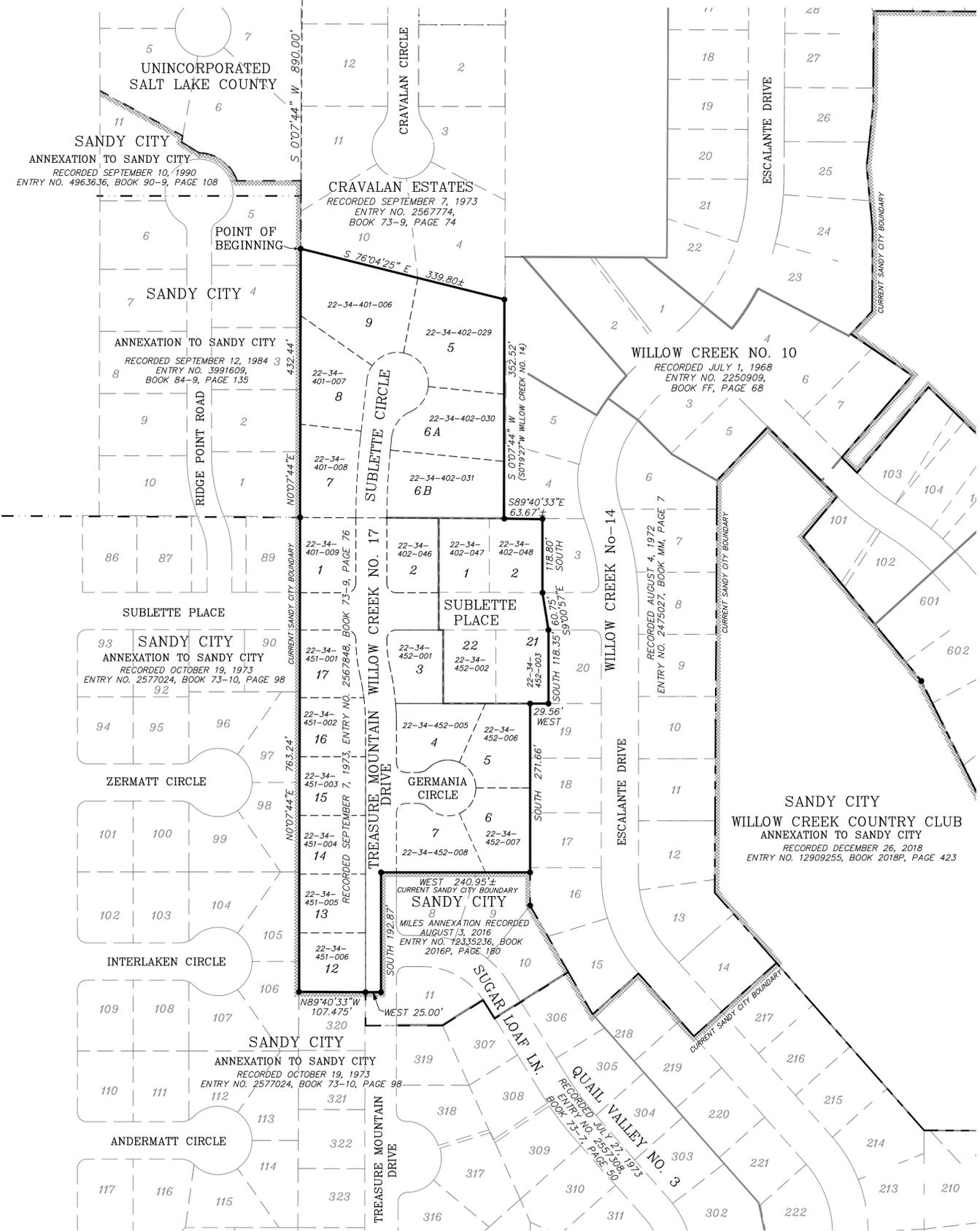
Beginning at the Northwest Corner of Lot 9, CRAVALAN ESTATES according to the official plat thereof, recorded September 7, 1973 as Entry No. 2567774 in Book 73-9 of plats at Page 74 in the office of the Salt Lake County Recorder, said Point lies South 0°07'44" West 890.00 feet along the quarter section line from the Center of Section 34, Township 2 South, Range 1 East, Salt Lake Base and Meridian;
thence South 76°04'25" East 339.80 feet;
thence South 0°07'44" West (South 0°19'27" West WILLOW CREEK NO. 14) 352.52 feet;
thence South 89°40'33" East 63.67 feet;
thence South 118.80 feet;
thence South 9°00'57" East 60.75 feet;
thence South 118.35 feet;
thence West 29.56 feet;
thence South 271.66 feet;
thence West 240.95 feet;
thence South 192.87 feet;
thence West 25.00 feet;
thence North 89°40'33" West 107.475 feet;
thence North 0°07'44" East 763.24 feet;
thence North 0°07'44" East 432.44 feet to the Point of Beginning.

FINAL LOCAL ENTITY PLAT
SUBLETTE CIRCLE
ANNEXATION TO SANDY CITY

ANNEXATION DESCRIPTION

Beginning at the Northwest Corner of Lot 9, CRAVALAN ESTATES according to the official plat thereof, recorded September 7, 1973 as Entry No. 2567774 in Book 73-9 of plats at Page 74 in the office of the Salt Lake County Recorder, said Point lies South 0°07'44" West 890.00 feet along the quarter section line from the Center of Section 34, Township 2 South, Range 1 East, Salt Lake Base and Meridian; thence along the northerly line of said Lot 9 and the northerly line of Lot 5 of said CRAVALAN ESTATES, South 76°04'25" East 339.80 feet, more or less, to the northeast corner of said Lot 5; thence South 0°07'44" West (South 0°19'27" West WILLOW CREEK NO. 14) 352.52 feet along the easterly lines of Lots 5, 6A and 6B of said CRAVALAN ESTATES to the Southeast Corner of said Lot 6B and the northerly boundary of WILLOW CREEK No-14 subdivision, recorded August 4, 1972 as Entry No. 2475027 in Book MM of plats at Page 7 in the office of said Salt Lake County Recorder; thence South 89°40'33" East 63.67 feet, more or less, along said northerly boundary to the northeast corner of Lot 2 of said WILLOW CREEK No-14 subdivision; thence South 118.80 feet along the easterly line of said Lot 2 to the northerly right-of-way line of Sublette Place; thence South 9°00'57" East 60.75 feet crossing Sublette Place to the northeast corner of Lot 21 of said WILLOW CREEK No-14 subdivision; thence South 118.35 feet along the easterly line of said Lot 21 to the southeast corner thereof; thence West 29.56 feet along the lot line common to Lots 21 and 19 of said WILLOW CREEK No-14 subdivision to the northeast corner of Lot 5 of WILLOW CREEK NO. 17 subdivision, recorded September 7, 1973 as Entry No. 2567848 in Book 73-9 of plats at page 76 in the office of said Salt Lake County Recorder; thence South 271.66 feet along the easterly lines of Lots 5 and 6 of said WILLOW CREEK NO. 17 subdivision to a northeasterly angle point in the current Sandy City boundary established by the MILES ANNEXATION to Sandy City, recorded August 3, 2016 as Entry No. 12335236 in Book 2016P of plats at Page 180 in the office of said Salt Lake County Recorder; thence West 240.95 feet, more or less, along said current Sandy City boundary and the southerly lines of Lots 6 and 7 of said WILLOW CREEK NO. 17 subdivision, to the centerline of Treasure Mountain Drive; thence South 192.87 feet along said current Sandy City boundary and centerline of Treasure Mountain Drive; thence West 25.00 feet along said current Sandy City boundary to the southeast corner of Lot 12 of said WILLOW CREEK NO. 17 subdivision; thence North 89°40'33" West 107.475 feet along the southerly line of said Lot 12 and the current Sandy City boundary; thence North 0°07'44" East 763.24 feet along the current Sandy City boundary established by a previous annexation to Sandy City, recorded October 19, 1973 as Entry No. 2577024 in Book 73-10 of plats at Page 98 in the office of said Salt Lake County Recorder, and along the westerly lines of Lots 12, 13, 14, 15, 16, 17 and 1 of said WILLOW CREEK NO. 17 subdivision, to the northwest corner thereof; thence North 0°07'44" East 432.44 feet along the current Sandy City boundary established by a previous annexation to Sandy City recorded September 12, 1984 as Entry No. 3991609 in Book 84-9 of plats at Page 135 in the office of said Salt Lake County Recorder and the westerly lines of Lots 7, 8 and 9 of said CRAVALAN ESTATES to the Point of Beginning. The above described area to be annexed into the corporate limits of Sandy City contains approximately 8.6 acres.

CENTER OF SECTION 34, T 2 S, R 1 E, S.L.B. & M. S 89°40'42" E 2637.26' QUARTER SECTION LINE AND BASIS OF BEARING EAST 1/4 CORNER OF SECTION 34, T 2 S, R 1 E, S.L.B. & M.



SURVEYOR'S CERTIFICATION
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 herein is a true and correct representation of said Final Local Entity Plat.
NOLAN C. HATHCOCK, PROFESSIONAL LAND SURVEYOR DATE:

- 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)
 - PREVIOUS ANNEXATION BOUNDARY



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.

ANNEXED AREA = 8.6 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 _____

FINAL LOCAL ENTITY PLAT
SUBLETTE CIRCLE
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

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 _____

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

RESOLUTION #20-38C

SUBLETTE CIRCLE 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 8.6 acres, located at approximately 8360-8391 South Sublette Circle, 2311-2356 East Sublette Place, 8432-8504 South Treasure Mountain Drive and 2330-2343 East Germania Circle. 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 – SUBLETTE CIRCLE 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 2311-2356 East Sublette Place, 8432-8504 South Treasure Mountain Drive and 2330-2343 East Germania Circle. 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 September 22, 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 Northwest Corner of Lot 9, CRAVALAN ESTATES according to the official plat thereof, recorded September 7, 1973 as Entry No. 2567774 in Book 73-9 of plats at Page 74 in the office of the Salt Lake County Recorder, said Point lies South 0°07'44" West 890.00 feet along the quarter section line from the Center of Section 34, Township 2 South, Range 1 East, Salt Lake Base and Meridian; thence South 76°04'25" East 339.80 feet; thence South 0°07'44" West (South 0°19'27" West WILLOW CREEK NO. 14) 352.52 feet; thence South 89°40'33" East 63.67 feet; thence South 118.80 feet; thence South 9°00'57" East 60.75 feet; thence South 118.35 feet; thence West 29.56 feet; thence South 271.66 feet; thence West 240.95 feet; thence South 192.87 feet; thence West 25.00 feet; thence North 89°40'33" West 107.475 feet; thence North 0°07'44" East 763.24 feet; thence North 0°07'44" East 432.44 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 8.6 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)
Published	Oct. 6, Oct 13, Oct 20, 2020	Salt Lake Tribune