

## ORDINANCE 19-26

AN ORDINANCE ANNEXING TERRITORY LOCATED AT APPROXIMATELY 3384 EAST LITTLE COTTONWOOD ROAD, 3400 EAST 9900 SOUTH, 3438 EAST LITTLE COTTONWOOD ROAD, AND 9800 SOUTH WASATCH BOULEVARD IN SALT LAKE COUNTY, COMPRISING APPROXIMATELY 10.6 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 3384 East Little Cottonwood Road, 3400 East 9900 South, 3438 East Little Cottonwood Road, and 9800 South Wasatch Boulevard in Salt Lake County, comprising approximately 10.6 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 17, 2019, the City adopted Resolution 19-36C, 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 22, 2019, 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 Open Space (OS) zone.
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 \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Chris McCandless, Sandy City Council

ATTEST:

\_\_\_\_\_  
City Recorder

\_\_\_\_\_  
Kurt Bradburn, Mayor

PRESENTED to the Mayor of Sandy City this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

APPROVED by the Mayor of Sandy City this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

RESOLUTION #19-36C

BELL CANYON PRESERVATION AREA 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:

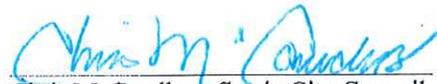
Sandy City ("City") desires to annex multiple parcels of contiguous unincorporated area, totaling approximately 10.6 acres, located at approximately 3384 East Little Cottonwood Road, 3400 East 9900 South, 3438 East Little Cottonwood Road, and 9800 South Wasatch Boulevard. The area currently is in Salt Lake County, Utah, and more specifically described in the description attached hereto as **Appendix "A"**.

1. The City is authorized to annex the area without a petition pursuant to Utah Code Annotated §10-2-418.
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 22, 2019, 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 Annotated §10-2-418.

ADOPTED by the Sandy City Council this 17<sup>th</sup> day of September, 2019.

  
Chris McCandless, Sandy City Council

ATTEST:

  
City Recorder

RECORDED this 19 day of September, 2019.



## BELL CANYON PRESERVATION AREA ANNEXATION DESCRIPTION

Beginning at a point on the current Sandy City boundary established by the LA MONTAGNE ANNEXATION to Sandy City, recorded November 18, 2014 as Entry No. 11947588 in Book 2014P of plats at Page 286 in the office of the Salt Lake County Recorder, said point lies North 89°35'24" West 687.42 feet, more or less, along the quarter section line from the East Quarter Corner of Section 11, Township 3 South, Range 1 East, Salt Lake Base and Meridian;

thence along said current Sandy City boundary as established by said LA MONTAGNE ANNEXATION the following three (3) courses:

- (1) South 39°16'00" East 467.06 feet, more or less;
- (2) South 0°32'57" East 576.00 feet, more or less;
- (3) North 88°53'20" West 254.64 feet, more or less, to the northeasterly corner of the WELLS ANNEXATION to Sandy City, recorded July 6, 1995 as Entry No. 6115651 in Book 95-7P of plats at Page 160 in the office of said Recorder;

thence along the current Sandy City boundary as established by said WELLS ANNEXATION, North 89°24'09" West 483.68 feet, more or less, to a southeasterly corner of the HIRSCHI ANNEXATION to Sandy City, recorded June 1, 2016 as Entry No. 12291402 in Book 2016P of plats at Page 117 in the office of said Recorder; thence along the current Sandy City boundary as established by said HIRSCHI ANNEXATION the following six (6) courses:

- (1) North 373.88 feet, more or less;
- (2) East 148.88 feet;
- (3) South 8°12'00" East 54.69 feet;
- (4) North 78°39'00" East 173.71 feet;
- (5) North 4°15'00" East 110.05 feet;
- (6) North 20°55'10" West 308.82 feet, more or less, to the northwesterly right-of-way line of Wasatch Boulevard;

thence along said northwesterly right-of-way line, as described in that certain FINAL JUDGEMENT OF CONDEMNATION, recorded October 12, 1993 as Entry No. 5645519 in Book 6792 at Pages 513-519 in the office of said Recorder, North 45°00'00" East 219.47 feet, more or less, to intersect the east-west quarter section line of said Section 11; thence along said east-west quarter section line, South 89°35'24" East 31.11 feet, more or less, to the Point of Beginning.

The above-described area contains approximately 10.6 acres.





Remit to:  
Utah Media Group  
4770 S 5600 W  
West Valley City, UT 84118

**Order Confirmation for 0001268351**

Client	SANDY CITY RECORDERS OFFICE	Account #	9001361894
Client Phone	8015687135	Ordered By	Wendy
Address	10000 CENTENNIAL PRKWY SANDY UT 84070	Account Exec	Itapuso2
Email	wdowns@sandy.utah.gov	PO Number	Sandy City Annexation

<b>Total Amount</b>	<b>\$575.00</b>
<b>Payment Amt</b>	<b>\$0.00</b>
<hr/>	
<b>Amount Due</b>	<b>\$575.00</b>

Text: Sandy City Annexation Notice

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Ad Number 0001268351-01

Ad Type

Legal Liner

Ad Size 2 X 76 li

Color

**WYSIWYG Content**

**SANDY CITY PUBLIC NOTICE  
INTENT TO ANNEX — BELL CANYON PRESERVATION AREA**

NOTICE IS HEREBY GIVEN that the Sandy City Council has adopted a resolution indicating its intent to annex an unincorporated area, located at approximately 3384 E. Little Cottonwood Road, 3400 E. 9900 S., 3438 E. Little Cottonwood Road, and 9800 S. Wasatch Boulevard into the Municipality of Sandy City. On October 22, 2019 at 6:00 p.m. in the City Council Chambers, Sandy City Hall, 10000 Centennial Parkway, Sandy, Utah, the Sandy City Council will hold a public hearing on the proposed annexation.

Legal Description: Beginning at a point on the current Sandy City boundary established by the LA MONTAGNE ANNEXATION to Sandy City, recorded November 18, 2014 as Entry No. 11947588 in Book 2014P of plats at Page 286 in the office of the Salt Lake County Recorder; said point lies North 89°35'24" West 687.42 feet, more or less, along the quarter section line from the East Quarter Corner of Section 11, Township 3 South, Range 1 East, Salt Lake Base and Meridian; thence along said current Sandy City boundary as established by said LA MONTAGNE ANNEXATION the following three (3) courses: (1) South 39°16'00" East 467.06 feet, more or less; (2) South 0°32'57" East 576.00 feet, more or less; (3) North 88°53'20" West 254.64 feet, more or less, to the northeasterly corner of the WELLS ANNEXATION to Sandy City, recorded July 6, 1995 as Entry No. 6115651 in Book 95-7P of plats at Page 160 in the office of said Recorder; thence along the current Sandy City boundary as established by said WELLS ANNEXATION, North 89°24'09" West 483.68 feet, more or less, to a southeasterly corner of the HIRSCHI ANNEXATION to Sandy City, recorded June 1, 2016 as Entry No. 12291402 in Book 2016P of plats at Page 117 in the office of said Recorder; thence along the current Sandy City boundary as established by said HIRSCHI ANNEXATION the following six (6) courses: (1) North 373.88 feet, more or less; (2) East 148.88 feet; (3) South 8°12'00" East 54.69 feet; (4) North 78°39'00" East 173.71 feet; (5) North 4°15'00" East 110.05 feet; (6) North 20°55'10" West 308.82 feet, more or less, to the northwesterly right-of-way line of Wasatch Boulevard; thence along said northwesterly right-of-way line, as described in that certain FINAL JUDGEMENT OF CONDEMNATION, recorded October 12, 1993 as Entry No. 5645519 in Book 6792 at Pages 513-519 in the office of said Recorder, North 45°00'00" East 219.47 feet, more or less, to intersect the east-west quarter section line of said Section 11; thence along said east-west quarter section line, South 89°35'24" East 31.11 feet, more or less, to the Point of Beginning. The above-described area contains approximately 10.6 acres.

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 1/2 the value of all private real property within the entire area proposed for annexation.

The area under consideration for annexation comprises approximately 1.4 acres. It is being proposed to annex these properties to the City with the Open Space (OS) zone. Any questions you may have regarding this annexation, may be directed to Brian McCullston in the Community Development Department -- 801-568-7268, [bmccullston@sandy.utah.gov](mailto:bmccullston@sandy.utah.gov) 1268351

<u>Product</u>	<u>UPAXLP Placement</u>	<u>Position</u>
Salt Lake Tribune	Legal Liner Notice	998
<u>Scheduled Date(s):</u> 10/01/2019		
utahlegals.com	TR utahlegals.com	utahlegals.com
<u>Scheduled Date(s):</u> 10/01/2019		
utahlegals.com	TR utahlegals.com	utahlegals.com
<u>Scheduled Date(s):</u> 10/08/2019		
Salt Lake Tribune	Legal Liner Notice	998
<u>Scheduled Date(s):</u> 10/08/2019		
Salt Lake Tribune	Legal Liner Notice	998
<u>Scheduled Date(s):</u> 10/15/2019		

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Scheduled Date(s):

10/15/2019

9/25/2019 11:40:00AM