

ORDINANCE 20-22

Lundberg, Coleman, Smith, Smithfield City, Hendricks, Gittins and Sterling Land Holdings

WHEREAS, the owners of certain real property, described below, desire to annex such real property to the corporate limits of Smithfield City, Utah; and

WHEREAS, said real property is located within the area proposed for annexation and covers a majority of the private land area within the area proposed for annexation; and

WHEREAS, said real property is equal in value to at least one-third (1/3) of the value of all private real property within the area proposed for annexation; and

WHEREAS, said real property is a contiguous, unincorporated area contiguous to the boundaries of Smithfield City and the annexation thereof will not leave or create an unincorporated island or peninsula; and

WHEREAS, said property is undeveloped and covers an area that is equivalent to less than five percent (5%) of the total land mass of all private real property within Smithfield City; and

WHEREAS, said owners have caused a Petition for Annexation to be filed with the city, together with an accurate plat of the real property which was made under the supervision of a competent, licensed surveyor; and

WHEREAS, on the 8th day of July 2020, the Smithfield City Council received the required Notice of Certification from the City Recorder certifying that the annexation petition meets the requirements of State law; and

WHEREAS, the City Council published and mailed notice of the Certification, as required by law and no timely protests have been filed in accordance with the provisions of Section 10-2-407, Utah Code Annotated, as amended; and

WHEREAS, the City Council held the required public hearing after giving notice as required by law, and has determined the referenced annexation is desirable;

NOW THEREFORE, pursuant to Section 10-2-407, Utah Code Annotated, as amended, the City Council of Smithfield City, Utah, hereby adopts, passes, and publishes the following:

AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP, ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF SMITHFIELD CITY, UTAH.

BE IT ORDAINED, by the City Council of Smithfield City, Cache County, State of Utah, as follows:

1. The real property, more particularly described in Paragraph 2, below, is hereby annexed to Smithfield City, Utah, and the corporate limits of the City are hereby extended accordingly.
2. The real property which is the subject of this Ordinance is described as follows:

The Property is located at: Approximately 400 North 800 West

Cache County Parcel Numbers: 08-089-0003, 08-089-0004, 08-039-0015, 08-039-0016, 08-042-0018, 08-042-0023, 08-042-0022, 08-042-0007, 08-042-0009, 08-042-0010, 08-042-0021, 08-042-0019 and 08-079-0071

A portion of the SE1/4 of Section 20, the SW1/4 of Section 21, and the NE1/4 of Section 29, Township 13 North, Range 1 East, Salt Lake Base & Meridian, more particularly described as follows:

Beginning at a point on the Corporate Limits of Smithfield City being the Northeast Corner of Section 29, T13N, R1E, S.L.B. & M.; thence S0°17'11"E along the Section line and said Corporate Limits 774.66 feet; thence N89°09'00"W 1,326.46 feet; thence N0°59'30"E 1,072.20 feet to the northerly right-of-way line of 6200 North; thence along said right-of-way line the following 2 (two) courses and distances: S88°25'00"E 81.63 feet; thence S89°01'00"E 593.85 feet; thence N0°17'30"E 325.15 feet to a fence corner; thence N1°58'30"E along a fence line 161.20 feet; thence S84°56'48"E along the extension of, and along the southerly line of WALKER Subdivision, according to the Official Plat thereof on file in the Office of the Cache County Recorder 665.47 feet to the westerly right-of-way line of 800 West; thence along said right-of-way line the following 5 (five) courses and distances: N1°07'20"E 199.33 feet; thence along the arc of a 163.00 foot radius curve to the right 167.85 feet through a central angle of 59°00'00" (chord: N30°37'20"E 160.53 feet); thence N60°07'20"E 48.38 feet; thence along the arc of a 77.00 foot radius curve to the left 82.19 feet through a central angle of 61°09'21" (chord: N29°32'41"E 78.34 feet); thence N1°02'00"W 355.91 feet; thence N89°59'58"E 1,666.86 feet; thence S0°21'15"E 1,332.69 feet to the Corporate Limits of Smithfield City; thence along said Corporate Limits the following 6 (six) courses and distances: N89°32'27"W 168.09 feet; thence S49°50'17"E 337.01 feet to the south line of said Section 21; thence N89°06'02"W along the Section line and continuing along said Corporate Limits 1,240.71 feet; thence N0°16'37"W 311.90 feet; thence S89°43'23"W 725.34 feet to the west line of said Section 21; thence S0°16'37"E along the Section line and said Corporate Limits 297.00 feet to the point of beginning.

CONTAINS 97.12 ACRES, MORE OR LESS

Note: A portion of Parcel Numbers 08-042-0019 and 08-079-0071 are already located within the city boundary.

3. The real property described in Paragraph 2, above, shall be classified as being in the A-10 (Agricultural 10-Acre) District of the Agricultural zone in accordance with the provision of Section 17.08.050 of the Smithfield Municipal Code, and the Zoning Map of Smithfield City shall be amended to include the real property described above.
4. A copy of this Ordinance and an original plat describing the property so annexed shall be filed with the Cache County Recorder within thirty (30) days after the date this Ordinance is adopted.
5. This ordinance shall be effective upon the posting in each of three (3) public places within the corporate limits of Smithfield City.

ADOPTED AND PASSED by the Smithfield City Council this 26th day of August, 2020.

SMITHFIELD CITY CORPORATION

Jeffrey H. Barnes, Mayor

ATTEST:

Justin B. Lewis, City Recorder