

**Ordinance No. 2016-001**

AN ORDINANCE GRANTING A PETITIOIN FOR ANNEXATION AND ANNEXING THE PROPERTY DESCRIBED IN THE PETITION AND LOCATED ADJACENT TO THE NORTHEAST BOUNDARY OF PROVIDENCE CITY; A 0.77 ACRE PARCEL COMMONLY KNOW AS 500 NORTH IN PROVIDENCE (800 SOUTH IN CACHE COUNTY) EAST OF 300 EAST; PETITIONED BY CACHE COUNTY.

WHEREAS I, Skarlet Bankhead, the duly appointed and acting City Recorder of Providence City, Cache County, Utah did hereby receive a Petition for Annexation and Plat which was filed with the City by Cache County by Craig Buttars, Cache County Executive, Petition Sponsor; and

WHEREAS the legal description for said property is as follows:

A portion of land located in Section 2, Township 11 North, Range 1 East, Salt Lake Base and Meridian, Cache County, Utah and further described as follows:

Beginning at the Southeast corner of Section2, from which the East quarter corner of Section 2 bears North 00°36'54" East 2650.56 feet;

Thence North 00°36'54" East 855.72 feet along the east line of said Section 2;

Thence North 89°23'06" West 3293.54 feet to a found rebar with cap labeled, PLS 375041 set on the west line of Providence Hollow Subdivision as recorded under entry number 1133899 in the official records of Cache County, also being a fence corner, the True Point of Beginning;

Thence South 16°57'02" West 39.45 feet along said west line to the northeast corner of that parcel of land owned by Providence City Corp, being parcel number 02-004-0029 in the official records of Cache County;

Thence North 88°28'58" West 980.54 feet along the north line of said parcel number 02-004-0029;

Thence North 01°16'17" East 33.01 feet to a point at the extension of a fence line;

Thence South 88°33'25" East 671.61 feet along said extension and fence line to a fence corner;

Thence South 89°13'38" East 319.59 feet to the True Point of Beginning.

Containing 0.77 acres of land.

WHEREAS, the Petition was accepted by the Providence City Council for further consideration pursuant to Utah Code Section 10-2-405, by Resolution 044-2015 adopted and passed by the City Council on November 17, 2015; and

WHEREAS, pursuant to Utah Code Section 10-2-406, did give Notice of Certification of Annexation Petition to Ronald and Diana Zollinger, 500 North LLC, JTD LEE LLC, Ned and Cindy TRS Miller, Lori B Hyde, Corporation of Presiding Bishop, Rulon Dean Bickmore Trust, Chugg Farms, Shawn Bindrup, Hyrum and Shirley Henderson, Cache County School District, Cache County Fire District, Cache County Sheriff's Office, Cache Metropolitan Planning Organization, Cache Valley Transit District, Logan City, Logan City Fire & EMS, Millville City, River Heights City, Providence Blacksmith Fork Irrigation Co., Spring Creek Water Company, Rocky Mountain Power, Questar Corporation, and Comcast; and

WHEREAS, the Notice of Annexation was published in the Herald Journal on December 4, 11, and 18, 2015; and

WHEREAS, a formal protest to the Petition has not been received; and

WHEREAS the Providence City Council advertised and held a public hearing, in accordance with Utah Code 10-2-407(3)(b), on January 26, 2016; and

WHEREAS, Providence City desires to provide for the health, safety, and welfare, and promote the prosperity, peace and good order, comfort, convenience, and aesthetics of each municipality and its present and future inhabitants and businesses, to protect the tax base, to secure economy in

1 governmental expenditures, to foster the state's agricultural and other industries, to protect both urban  
2 and nonurban development, to protect and ensure access to sunlight for solar energy devices, to provide  
3 fundamental fairness in land use regulation, and to protect property values in areas that may be  
4 considered sensitive, including but not limited to fire danger, slope, soil content, by following its  
5 Annexation Policy Plan and its General Plan; and

6  
7 WHEREAS, Providence City Master Plan Sheet No. 5-C Zone Districts of Future Annexations, shows the  
8 above described property as within the Future Providence Corporation Limits.

9  
10 THEREFORE, BE IT ORDAINED that the Providence City Council:

- 11 • Grants the Petition for Annexation filed by Cache County by Craig Buttars, Cache County  
12 Executive; and
- 13 • The Providence City Corporate limits will be modified to include said property as described  
14 above; and
- 15 • This Ordinance will become effective immediately upon passage and certification from the Lt.  
16 Governor's Office.

17  
18 Ordinance adopted by vote of the Providence City Council this 26 day of January 2016.

19  
20 Council Vote:

21 Allen, Kirk	(x) Yes	( ) No	( ) Excused	( ) Abstained	( ) Absent
22 Baldwin, Jeff	(x) Yes	( ) No	( ) Excused	( ) Abstained	( ) Absent
23 Drew, John	(x) Yes	( ) No	( ) Excused	( ) Abstained	( ) Absent
24 Giles, Dennis	(x) Yes	( ) No	( ) Excused	( ) Abstained	( ) Absent
25 Sneddon, Roy	(x) Yes	( ) No	( ) Excused	( ) Abstained	( ) Absent

26  
27 Signed by Mayor Don W Calderwood this 27th day of January 2016.

28  
29 Providence City

30 

31 Don W. Calderwood, Mayor

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33  
34 Attest:

35   
36 Scarlet Bankhead, Recorder

