

PROVIDENCE CITY COUNCIL
NOTICE OF PUBLIC HEARING

Project Type: Petition for Annexation
Applicant: Mark and Gina Thompson
Hearing Description: The property described in the annexation petition is located adjacent to the southwest boundary of Providence City is commonly known as approximately 500 West 500 South, and legally described as follows:
Part of Lot 10 and 11, Block 3, Plat "D", Providence Farm Survey located in the Northwest Quarter of Section 15, Township 11 North, Range 1 East of the Salt Lake Base described as follows:
Beginning at the Southwest Corner of Lot 11, Block 3, Plat "D" Providence Farm Survey and running along the Millville Corporate Boundary the next two courses:
1) thence N 01°11'19" E 363.56 feet along the west line of said Lot 11;
2) thence N 89°02'34" W 660.01 feet along an existing fence line;
thence N 00°37'08" E 299.86 feet to the Northwest Corner of Lot 10, Block 3, Plat "D" Providence Farm Survey;
thence N 00°37'08" E 99.02 feet to the Southwest Corner of Lot 4, Block 4, Plat "D" Providence Farm Survey;
thence S 88°17'42" E 645.53 feet along the south line of said Lot 4;
thence along the Providence Corporate Boundary the next four courses:
1) thence S 00°36'53" W 49.50 feet;
2) thence S 88°17'40" E 352.01 feet;
3) thence S 00°40'26" W 49.51 feet to the Northwest Corner of Sunrise Acres Subdivision;
4) thence S 00°40'26" W 656.01 feet along the west line of Sunrise Acres Subdivision;
thence N 88°05'59" W 340.39 feet along the south line of Lot 11, Block 3, Plat "D" Providence Farm Survey to the point of beginning, containing 11.43 acres, more or less.


Hearing Date: Tuesday, March 14, 2017

Hearing Time: 6:15 p.m.

Hearing Location: Providence City Office Building, 164 North Gateway Drive, Providence UT
Prior to making a decision on granting the petition and annexing the area described, the City Council is holding a public hearing. The purpose of the public hearing is to provide an opportunity for anyone interested to comment on the annexation before action is taken. The City Council invites you to attend the hearing in order to offer your comments.

If you are disabled and/or need assistance to attend the public hearing, please call 752-9441 before 5:00 p.m. on the day of the meeting.

Thank you,


Skarlet Bankhead
City Recorder

Newspaper Publication Date(s): 03/05/2017

Posting Date: 03/03/2017

Posted on www.providencacity.com and the Utah Public Notice Website

Ordinance No. 2017-003

AN ORDINANCE GRANTING A PETITION FOR ANNEXATION, ANNEXING THE PROPERTY DESCRIBED IN THE PETITION AND LOCATED ADJACENT TO THE SOUTHWEST BOUNDARY OF PROVIDENCE CITY, AND ZONING THE PROPERTY AS SINGLE-FAMILY RESIDENTIAL (SFR); AN 11.43 ACRE PARCEL COMMONLY KNOWN AS APPROXIMATELY 500 WEST 500 SOUTH (COMPRISED OF PARCEL NO. 02-117-0005. THE PROPOSED ANNEXATION PLAT ALSO INCLUDES A PORTION OF CACHE COUNTY RIGHT-OF-WAY, COMMONLY KNOWN AS 500 SOUTH IN PROVIDENCE, WHICH IS ADJACENT TO THE NORTH LINE OF PARCEL NO. 02-117-0005); PETITIONED BY GINA AND MARK THOMPSON.

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 Gina and Mark Thompson, Petition Sponsor; and

WHEREAS the legal description for said property is as follows:

Part of Lot 10 and 11, Block 3, Plat "D", Providence Farm Survey located in the Northwest Quarter of Section 15, Township 11 North, Range 1 East of the Salt Lake Base described as follows:

Beginning at the Southwest Corner of Lot 11, Block 3, Plat "D" Providence Farm Survey and running along the Millville Corporate Boundary the next two courses:

- 1) thence N 01°11'19" E 363.56 feet along the west line of said Lot 11;
- 2) thence N 89°02'34" W 660.01 feet along an existing fence line;
- thence N 00°37'08" E 299.86 feet to the Northwest Corner of Lot 10, Block 3, Plat "D" Providence Farm Survey;
- thence N 00°37'08" E 99.02 feet to the Southwest Corner of Lot 4, Block 4, Plat "D" Providence Farm Survey;
- thence S 88°17'42" E 645.53 feet along the south line of said Lot 4;
- thence along the Providence Corporate Boundary the next four courses:
 - 1) thence S 00°36'53" W 49.50 feet;
 - 2) thence S 88°17'40" E 352.01 feet;
 - 3) thence S 00°40'26" W 49.51 feet to the Northwest Corner of Sunrise Acres Subdivision;
 - 4) thence S 00°40'26" W 656.01 feet along the west line of Sunrise Acres Subdivision;
- thence N 88°05'59" W 340.39 feet along the south line of Lot 11, Block 3, Plat "D" Providence Farm Survey to the point of beginning, containing 11.43 acres, more or less.

WHEREAS, the Petition was accepted by the Providence City Council for further consideration pursuant to Utah Code Section 10-2-405, by Resolution 044-2016 adopted and passed by the City Council on November 1, 2016; and

WHEREAS, pursuant to Utah Code Section 10-2-406, did give Notice of Certification of Annexation Petition; and

WHEREAS, the Notice of Annexation was published in the Herald Journal on December 24, and 31, 2016, and January 7, 2017; and

WHEREAS, a formal protest to the Petition was received; and

WHEREAS, the Cache County Boundary Commission met on February 21, 2017 to hear the protest. The Boundary Commission ruled in favor of the annexation.

WHEREAS the Providence City Council advertised and held a public hearing, in accordance with Utah Code 10-2-407(3)(b), on March 14, 2017; and

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

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

WHEREAS, the Petitioner has asked that the parcel be annexed as Single-Family Residential (SFR). The Providence City Planning Commission held a public hearing to hear the request on December 14, 2016 and recommended that if the property was annexed the Zone be SFR.

THEREFORE, BE IT ORDAINED that the Providence City Council:

- Grants the Petition for Annexation filed by Gina and Mark Thompson; and
- The Providence City Corporate limits will be modified to include said property as described above; and
- The Providence City Zoning Map will be revised to include the property as Single-Family Residential (SFR).
- This Ordinance will become effective immediately upon passage and certification from the Lt. Governor's Office.

Ordinance adopted by vote of the Providence City Council this 14 day of March 2017.

Council Vote:

Allen, Kirk	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent
Baldwin, Jeff	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent
Drew, John	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent
Giles, Dennis	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent
Sneddon, Roy	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent

Signed by Mayor Don W Calderwood this day of March 2017.

Providence City

Don W. Calderwood, Mayor

Attest:

Skarlet Bankhead, Recorder



THOMPSON ANNEXATION

TO THE CITY OF PROVIDENCE

PART OF LOTS 19 AND 21, BLOCK 4, PART OF PROVIDENCE FARM SURVEY
AS IS
PART OF THE NORTHWEST QUARTER OF SECTION 11
TOWNSHIP 11 NORTH, RANGE 1 EAST,
DEPT. LAND OFFICE AND MERIDIAN
BEAUCHE COUNTY, UTAH

LEGEND

- BOUNDARY TO BE ESTABLISHED AND INDICATED BY
- EXISTING BUT UNDEVELOPED
- PROPOSED TOWN BOUNDARY
- PROPOSED CORNER POINT



ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT ALL THE PROVISIONS OF THE ANNEXATION AND RESOLUTIONS THEREON HAVE BEEN FULLY COMPLIED WITH AND THAT ALL THE REQUIREMENTS OF THE UTAH LAND OFFICE AND MERIDIAN HAVE BEEN FULLY SATISFIED. THE ANNEXATION IS HEREBY ACCEPTED AND APPROVED BY THE CITY OF PROVIDENCE.

DATE: _____

BY: _____

DEPUTY COUNTY SURVEYOR APPROVAL

I HEREBY CERTIFY THAT THIS PLAN IS A TRUE AND ACCURATE COPY OF THE PLAN ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR.

DATE: _____

BY: _____

SURVEYOR'S CERTIFICATE

BEFORE ME, JOHN W. HENNING, COUNTY CLERK OF BEAUCHE COUNTY, UTAH, HAS APPEARED JOHN W. HENNING, COUNTY CLERK OF BEAUCHE COUNTY, UTAH, AND HAS DECLARED THAT HE IS THE PERSON WHO HAS PREPARED THIS PLAN AND THAT HE IS A TRUE AND ACCURATE COPY OF THE PLAN ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR.

DATE: 1/28/16

BOUNDARY CERTIFICATE

THIS IS TO CERTIFY THAT THE BOUNDARY LINE SHOWN ON THIS PLAN IS A TRUE AND ACCURATE COPY OF THE PLAN ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR.

BEFORE ME, JOHN W. HENNING, COUNTY CLERK OF BEAUCHE COUNTY, UTAH, HAS APPEARED JOHN W. HENNING, COUNTY CLERK OF BEAUCHE COUNTY, UTAH, AND HAS DECLARED THAT HE IS THE PERSON WHO HAS PREPARED THIS PLAN AND THAT HE IS A TRUE AND ACCURATE COPY OF THE PLAN ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR.

DATE: 1/28/16

THOMPSON ANNEXATION

TO THE
CITY OF PROVIDENCE

PART OF LOTS 19 AND 21, BLOCK 4, PART OF PROVIDENCE FARM SURVEY
AS IS

PART OF THE NORTHWEST QUARTER OF SECTION 11
TOWNSHIP 11 NORTH, RANGE 1 EAST,
DEPT. LAND OFFICE AND MERIDIAN
BEAUCHE COUNTY, UTAH

ALLIANCE CONSULTING ENGINEERS

1000 WEST 2000 SOUTH
SALT LAKE CITY, UT 84119
(801) 488-8888

DATE: JAN 2016

PROJECT NO: _____

DRAWN BY: _____

CHECKED BY: _____

DATE: _____

PAGE 1 OF 1 SHEETS