



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

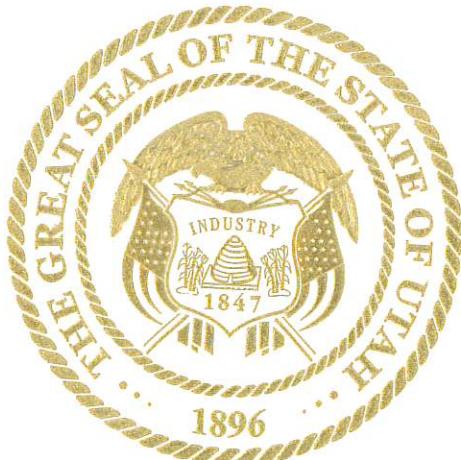
I, Deidre M. Henderson, Lieutenant Governor of the State of Utah, hereby certify that there has been filed in my office a notice for the ALDER ANNEXATION into PROVIDENCE CITY, October 28, 2021, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

Now, therefore, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the ALDER ANNEXATION, located in Cache County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 28th day of October, 2021 at Salt Lake City, Utah.

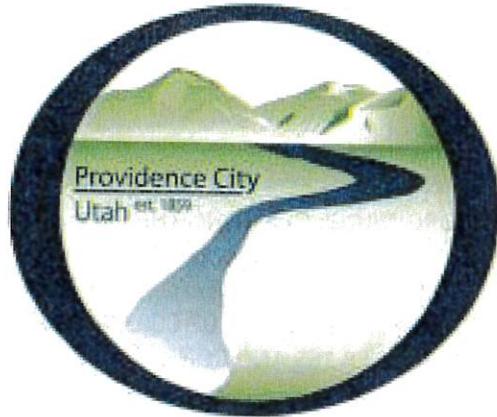
A handwritten signature in black ink that reads "Deidre M. Henderson".

DEIDRE M. HENDERSON
Lieutenant Governor



Providence City

164 North Gateway Dr
Providence, UT 84332
(435) 752-9441 Fax: (435) 753-1586
www.providencecity.com



October 12, 2021

Lieutenant Governor's Office
Utah State Capitol Complex
Suite 220
PO Box 142325
Salt Lake City UT 84114-2325

Lt. Governor Henderson,

On August 18th 2021, The Providence City Council adopted Ordinance 2021-016, an Ordinance granting a petition for annexation and annexing the properties described below, which are generally located at 1700 S and 500 S SR 165, adjacent to the East boundary of Providence City and legally described as follows:

PARCEL 02-089-0019, 02-090-0019, 02-090-0002, 03-002-0016, 02-090-005, 02-090-0009, 02-090-0009, 02-090-0010, 03-002-003 and 03-002-0004.

BOUNDARY DESCRIPTION: A portion of the SE1/4 & SW1/4 of Section 9, and the NE1/4 of Section 16, Township 11 North, Range 1 East, Salt Lake Base & Meridian, more particularly described as follows: Beginning at the South 1/4 Corner of Section 9, T11N, R1E, S.L.B. & M. which is on the northerly corporate Limits of Millville City; thence S89°58'16"W along the Section line and said Corporate Limits 367.28 feet to a point on the Corporate Limits of Logan City; thence along said Corporate Limits of Logan City the following 6 (six) courses and distances: N0°30'37"W 917.28 feet; thence N86°31'56"E 525.69 feet; thence S88°40'40"E 660.00 feet; thence N1°19'20"E 1,380.01 feet; thence S89°04'03"E 136.69 feet; thence S88°25'43"E 398.74 feet to a point on the westerly Corporate Limits of Providence City; thence along said Corporate Limits of Providence City the following 9 (nine) courses and distances: S0°14'18"E 1,311.00 feet; thence S1°42'33"W 59.77 feet; thence N88°02'40"W 32.16 feet; thence S1°12'04"W 660.01 feet; thence S88°17'26"E 905.28 feet to the easterly line of State Highway 165; thence along said easterly line the following 4 (four) courses and distances: S1°18'09"W 486.40 feet; thence S13°38'10"E 79.62 feet; thence S0°21'12"E 166.72 feet; thence S0°29'47"E 381.95 feet to the Corporate Limits of Millville City; thence along said Corporate Limits of Millville City the following 14 (fourteen) courses and distances: N88°19'28"W 1,423.69 feet, more or less, to the easterly bank of the Blacksmith Fork River; thence continuing along said easterly bank and said Corporate Limits: N10°58'00"E 110.29 feet; thence N10°33'00"W 127.00 feet; thence N20°04'00"W 29.00 feet; thence N2°19'00"W 60.00 feet; thence N12°25'00"E 63.00 feet; thence N1°20'00"W 67.00 feet; thence N27°46'00"E 30.00 feet; thence N42°08'00"E 141.00 feet; thence N45°22'00"E 142.00 feet; thence N18°16'00"E 93.00 feet; thence N10°08'00"W 51.00 feet; thence N27°14'00"W 20.00 feet to the south line of said Section 9; thence S89°30'40"W along the Section line and continuing along said Corporate Limits of Millville City 1,045.76 feet to the point of beginning.

This Statement certifies that all requirements applicable to the boundary action have been met.

Also included with this statement is a copy of the annexing ordinance, annexing resolution and the approved final local entity plat.

Sincerely,

Ty Cameron
City Recorder

Ordinance No. 2021-016

AN ORDINANCE GRANTING THE ANNEXATION PETITION AND ASSIGNING MULTI-FAMILY HIGH, LIFE CYCLE RESIDENTIAL, COMMERCIAL GENERAL AND COMMERCIAL HIGHWAY FOR PARCEL NO. 02-089-0019, 02-090-0019, 02-090-0002, 03-002-0016, 02-090-0005, 02-090-0008, 02-090-0009, 02-090-0010, 03-002-0003, AND 03-002-0004 LOCATED IN THE GENERAL AREA OF 1700 S AND 500 S SR 165 AND CONSISTING OF A TOTAL ACREAGE OF 85.71 +/-

WHEREAS, Ty Cameron, 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 Kathleen Alder with sponsors Robert Gabsa and Hans Peterson.

WHEREAS, the property described in the annexation petition contains Parcel No. 02-089-0019, 02-090-0002, 02-090-0019, 03-002-0016, 02-090-0005, 02-090-0008, 02-090-0009, 02-090-0010, 03-002-0003, AND 03-002-0004 and is located in the general area of 1700 S and 500 S SR 165 and consisting of a total acreage of 85.71 +/- Boundary Description as follows:

BOUNDARY DESCRIPTION: A portion of the SE1/4 & SW1/4 of Section 9, and the NE1/4 of Section 16, Township 11 North, Range 1 East, Salt Lake Base & Meridian, more particularly described as follows: Beginning at the South 1/4 Corner of Section 9, T11N, R1E, S.L.B. & M. which is on the northerly corporate Limits of Millville City; thence S89°58'16"W along the Section line and said Corporate Limits 367.28 feet to a point on the Corporate Limits of Logan City; thence along said Corporate Limits of Logan City the following 6 (six) courses and distances: N0°30'37"W 917.28 feet; thence N86°31'56"E 525.69 feet; thence S88°40'40"E 660.00 feet; thence N1°19'20"E 1,380.01 feet; thence S89°04'03"E 136.69 feet; thence S88°25'43"E 398.74 feet to a point on the westerly Corporate Limits of Providence City; thence along said Corporate Limits of Providence City the following 9 (nine) courses and distances: S0°14'18"E 1,311.00 feet; thence S1°42'33"W 59.77 feet; thence N88°02'40"W 32.16 feet; thence S1°12'04"W 660.01 feet; thence S88°17'26"E 905.28 feet to the easterly line of State Highway 165; thence along said easterly line the following 4 (four) courses and distances: S1°18'09"W 486.40 feet; thence S13°38'10"E 79.62 feet; thence S0°21'12"E 166.72 feet; thence S0°29'47"E 381.95 feet to the Corporate Limits of Millville City; thence along said Corporate Limits of Millville City the following 14 (fourteen) courses and distances: N88°19'28"W 1,423.69 feet, more or less, to the easterly bank of the Blacksmith Fork River; thence continuing along said easterly bank and said Corporate Limits: N10°58'00"E 110.29 feet; thence N10°33'00"W 127.00 feet; thence N20°04'00"W 29.00 feet; thence N2°19'00"W 60.00 feet; thence N12°25'00"E 63.00 feet; thence N1°20'00"W 67.00 feet; thence N27°46'00"E 30.00 feet; thence N42°08'00"E 141.00 feet; thence N45°22'00"E 142.00 feet; thence N18°16'00"E 93.00 feet; thence N10°08'00"W 51.00 feet; thence N27°14'00"W 20.00 feet to the south line of said Section 9; thence S89°30'40"W along the Section line and continuing along said Corporate Limits of Millville City 1.045.76 feet to the point of beginning.

WHEREAS, the Petition was accepted by the Providence City Council for further consideration pursuant to UTAH CODE ANN. § 10-2-405 by Resolution 026-2021 adopted and passed by the City Council on April 21, 2021; and

1 **WHEREAS**, Ty Cameron did certify, based on information received from Cache County and in
2 consultation with the Providence City Attorney, that the Petition met the requirement of UTAH
3 CODE ANN. Subsections 10-2-403(3), (4), and (5), and on June 22nd, 2021, did give Notice to the
4 Providence City Council, the Contact Sponsor for said Petition, and Cache County of
5 Certification; and
6
7 **WHEREAS**, pursuant to UTAH CODE ANN. § 10-2-406, Ty Cameron did give Notice of Certification
8 of Annexation Petition to each affected entity; and
9
10 **WHEREAS**, the Notice of Annexation was posted on the City's website, State Public Notice
11 Website, City Offices, City Post Office and Vons Baer City Park on June 22nd 2021.
12
13 **WHEREAS**, no formal protests to the Petition have been received; and
14
15 **WHEREAS** the Providence City Council advertised and held a public hearing, in accordance with
16 UTAH CODE ANN. § 10-2-407(7), on August 18th, 2021; and
17
18 **WHEREAS**, Providence City desires to provide for the health, safety, and welfare, and promote
19 the prosperity, peace and good order, comfort, convenience, and aesthetics of each municipality
20 and its present and future inhabitants and businesses, to protect the tax base, to secure
21 economy in governmental expenditures, to foster the state's agricultural and other industries, to
22 protect both urban and nonurban development, to protect and ensure access to sunlight for
23 solar energy devices, to provide fundamental fairness in land use regulation, and to protect
24 property values in areas that may be considered sensitive, including but not limited to fire
25 danger, slope, soil content, by following its Annexation Policy Plan and its General Plan; and
26
27 **WHEREAS**, Utah Code Ann. § 10-9a-506(1) states that the legislative body of each municipality
28 shall assign a land use zone or a variety thereof to territory to territory annexed to the
29 municipality at the time the territory is annexed; and Providence City Code 10-3-6:A. states that
30 new areas annexed into the City shall be annexed into the City as agricultural, or as an already
31 defined zone per the city's map, "Future Rezoning of Existing Districts and Annexed Areas of the
32 City of Providence, Utah;" any other zoning proposal shall be submitted to the Planning
33 Commission for consideration and recommendation to the City Council; and
34
35 **WHEREAS**, the Petitioner's are requesting the multi-family high, commercial general and
36 commercial highway zoning districts; and
37
38 **WHEREAS**, the Planning Commission held a public hearing regarding the zoning of these parcels
39 on July 14th and came to the following motion and recommendation: ***Motion that the Planning
40 Commission recommend to the City Council for this Alder annexation zoning [for] the property
41 in the general area of 1700 S and 500 S SR 165 consisting of parcels 02-089-0019, 02-090-0002,
42 02-090-0005, 02-090-0019, 02-090-0008, 02-090-0009, 02-090-0010, 03-002-0003, and 03-002-
43 0004 [that it] be approved for rezone of the annexation according to the findings of fact and
44 the conditions and conclusions previously discussed: — R Cecil, second — B Marble***
45 **Vote:**
46 **Yea: R Cecil, M Fortune, B Marble, R Perry**
47 **Nay:**

1 **Abstained: K Alder**

2 **Excused:**

3

4 WHEREAS, the city's map, "Future Rezoning of Existing Districts and Annexed Areas of the City
5 of Providence, Utah;" shows these parcels as LCR & CHD.

6

7 THEREFORE, BE IT ORDAINED that the Providence City Council:

- 8 • Grants the Petition for Annexation filed by Kathleen Alder.; and
- 9 • The Providence City Corporate limits will be modified to include said property as
10 described above; and
- 11 • The annexed parcels shall be zoned as Life Cycle Residential, Multi-Family High,
12 Commercial General and Commercial Highway (see attached map) and
- 13 • The Providence City Zoning Map shall also be changed to include the properties as
14 described and zoned above; and
- 15 • This Ordinance will become effective immediately upon passage and certification from
16 the Lt. Governor's Office.

17

18 Passed by vote of the Providence City Council this 18th day of August 2021.

19

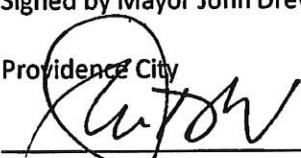
20 Council Vote:

21 Eck, Kristina	(X) Yes	() No	() Excused	() Abstained	() Absent
22 Kirk, Carrie	(X) Yes	() No	() Excused	() Abstained	() Absent
23 Paulsen, Joshua	() Yes	() No	() Excused	() Abstained	(X) Absent
24 Sealy, Jeanell	(X) Yes	() No	() Excused	() Abstained	() Absent
25 Speth, Brent	(X) Yes	() No	() Excused	() Abstained	() Absent

26

27 Signed by Mayor John Drew this 18th day of August 2021.

28

29 
30 Providence City

31

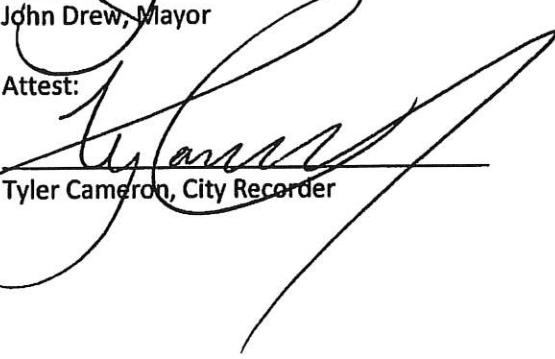
32 John Drew, Mayor

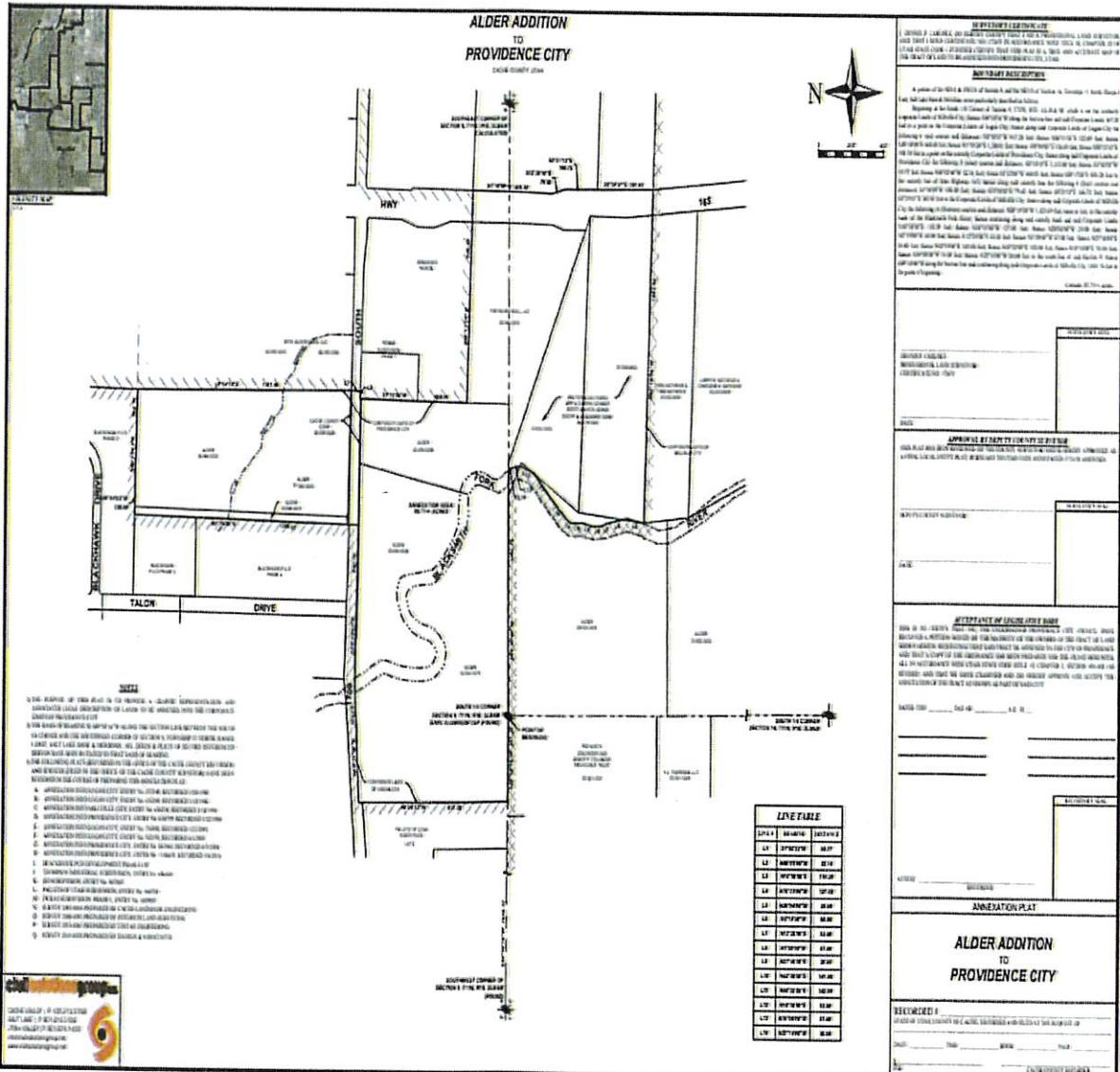
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34 Attest:

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38 Tyler Cameron, City Recorder



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Resolution 026-2021

A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION FOR FURTHER CONSIDERATION FOR PARCEL NO.(S) 02-089-0019, 02-090-0002, 02-090-0005, 02-090-0008, 02-090-0009, 02-090-0010, 03-002-0003, AND 03-002-0004 LOCATED ADJACENT TO THE SOUTHWEST BOUNDARY OF THE CITY IN THE APPROXIMATE AREA OF 900 W 300 SOUTH AND 500 S SR165, CONTAINING 88.58 +/- ACRES

WHEREAS UCA § 10-7-717 Purpose of resolutions, states, "Unless otherwise required by law, the governing body may exercise all administrative powers by resolution . . ."

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 the City and its present and future inhabitants and businesses.

WHEREAS Providence City received a complete Petition for Annexation and zoning request on April 8, 2021: The property is located adjacent to the southwest boundary of Providence City, located in the approximate area of 900 W 300 south and 500 S SR165, containing 88.58 +/- acres

- The property is legally described as follows:

BOUNDARY DESCRIPTION

A portion of the SE1/4 & SW1/4 of Section 9, and the NE1/4 of Section 16, Township 11 North, Range 1 East, Salt Lake Base & Meridian, more particularly described as follows:

Beginning at the South 1/4 Corner of Section 9, T11N, R1E, S.L.B.& M. which is on the northerly corporate Limits of Millville City; thence S89°58'16"E along the Section line and said Corporate Limits 367.28 feet to a point on the Corporate Limits of Logan City; thence along said Corporate Limits of Logan City the following 6 (six) courses and distances: N0°30'37"W 917.28 feet; thence N86°31'56"E 525.69 feet; thence S88°40'40"E 660.00 feet; thence N1°19'20"E 1,380.01 feet; thence S89°04'03"E 136.69 feet; thence S88°25'43"E 398.74 feet to a point on the westerly Corporate Limits of Providence City; thence along said Corporate Limits of Providence City the following 6 (six) courses and distances: S0°14'18"E 915.00 feet; thence S0°14'18"E 396.00 feet; thence S1°42'33"W 59.63 feet; thence S88°17'27"E 68.00 feet; thence S1°42'34"W 659.04 feet; thence S88°17'26"E 810.97 feet to the easterly line of State Highway 165; thence along said easterly line the following 4 (four) courses and distances: S1°18'09"W 487.36 feet; thence S1°38'10"E 79.62 feet; thence S0°21'12"E 166.72 feet; thence S0°29'47"E 381.95 feet to the Corporate Limits of Millville City; thence along said Corporate Limits of Millville City the following 12 (twelve) courses and distances: N88°19'28"W 1,485.86 feet to the westerly bank of the Blacksmith Fork River; thence continuing along said westerly bank and said Corporate Limits: N13°51'00"E 32.50 feet; thence N20°51'00"E 51.00 feet; thence N11°32'00"W 170.00 feet; thence N0°27'00"W 137.00 feet; thence N9°30'00"E 82.00 feet; thence N28°58'00"E 109.00 feet; thence N41°55'00"E 112.00 feet; thence N50°19'00"E 129.00 feet; thence N15°19'00"W 56.00 feet; thence N40°48'00"W 72.00 feet to the south line of said Section 9; thence S89°30'40"W along the Section line and continuing along said Corporate Limits of Millville City 935.08 feet to the point of beginning.

Contains: 88.58 +/- acres

- Pursuant to Utah Code 10-2-405.(1)(a)(i) A municipal legislative body may: (A) subject to Subsection (1)(a)(ii), deny a petition filed under Section 10-2-403; or (B) accept the petition for further consideration under this part.

THEREFORE BE IT RESOLVED by the Providence City Council:

- The Petition for Annexation for Parcel No 02-089-0019, 02-090-0002, 02-090-0005, 02-090-0008, 02-090-0009, 02-090-0010, 03-002-0003, and 03-002-0004 as described above and shown on the following map shall be approved for further consideration
- This resolution shall become effective immediately upon passage.

Passed by vote of the Providence City Council this 21st day of April 2021.

Council Vote:

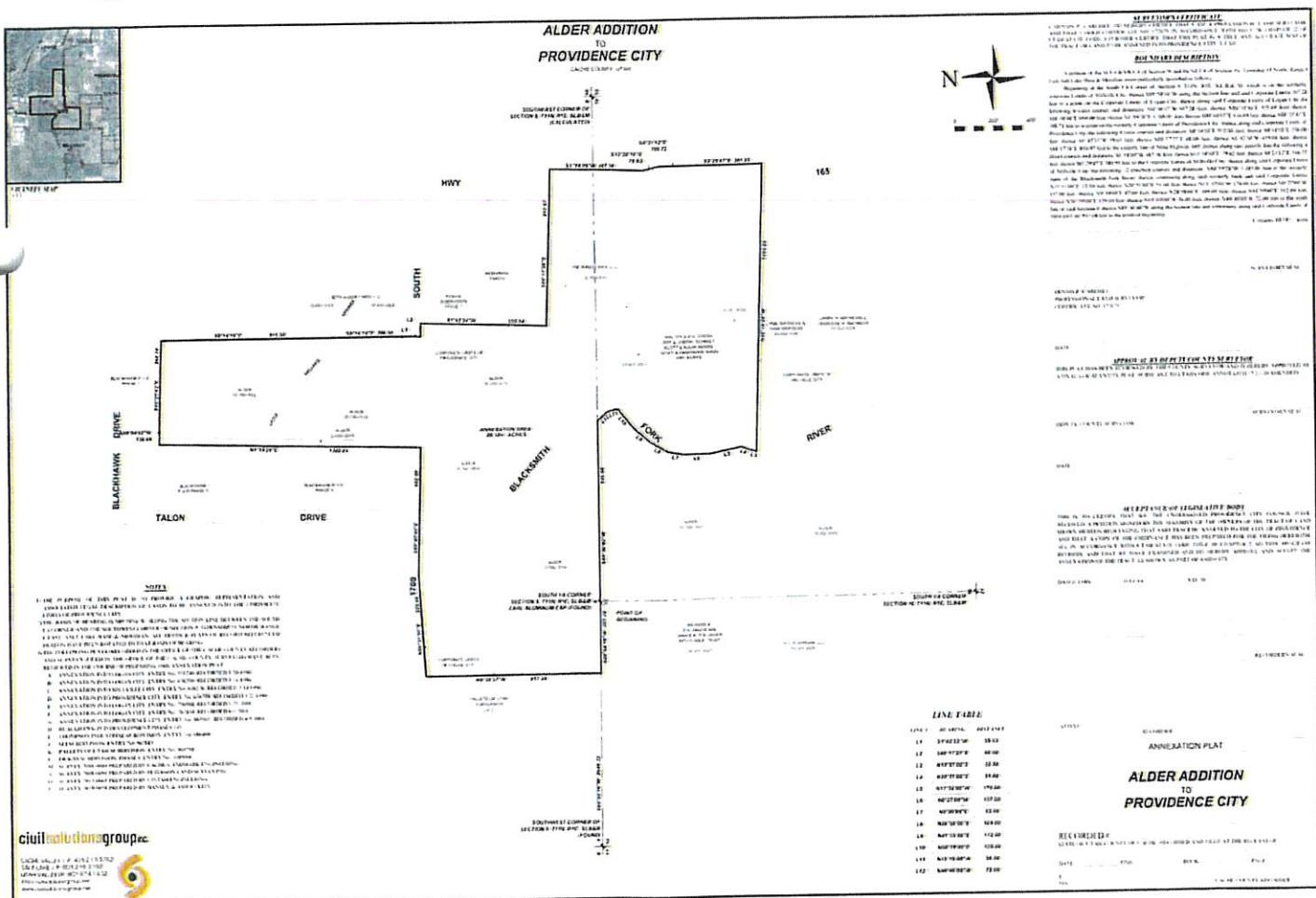
Eck, Kristina	(X) Yes	() No	() Excused	() Abstained	() Absent
Kirk, Carrie	(X) Yes	() No	() Excused	() Abstained	() Absent
Paulsen, Joshua	(X) Yes	() No	() Excused	() Abstained	() Absent
Sealy, Jeanell	(X) Yes	() No	() Excused	() Abstained	() Absent
Speth, Brent	(X) Yes	() No	() Excused	() Abstained	() Absent

Providence City

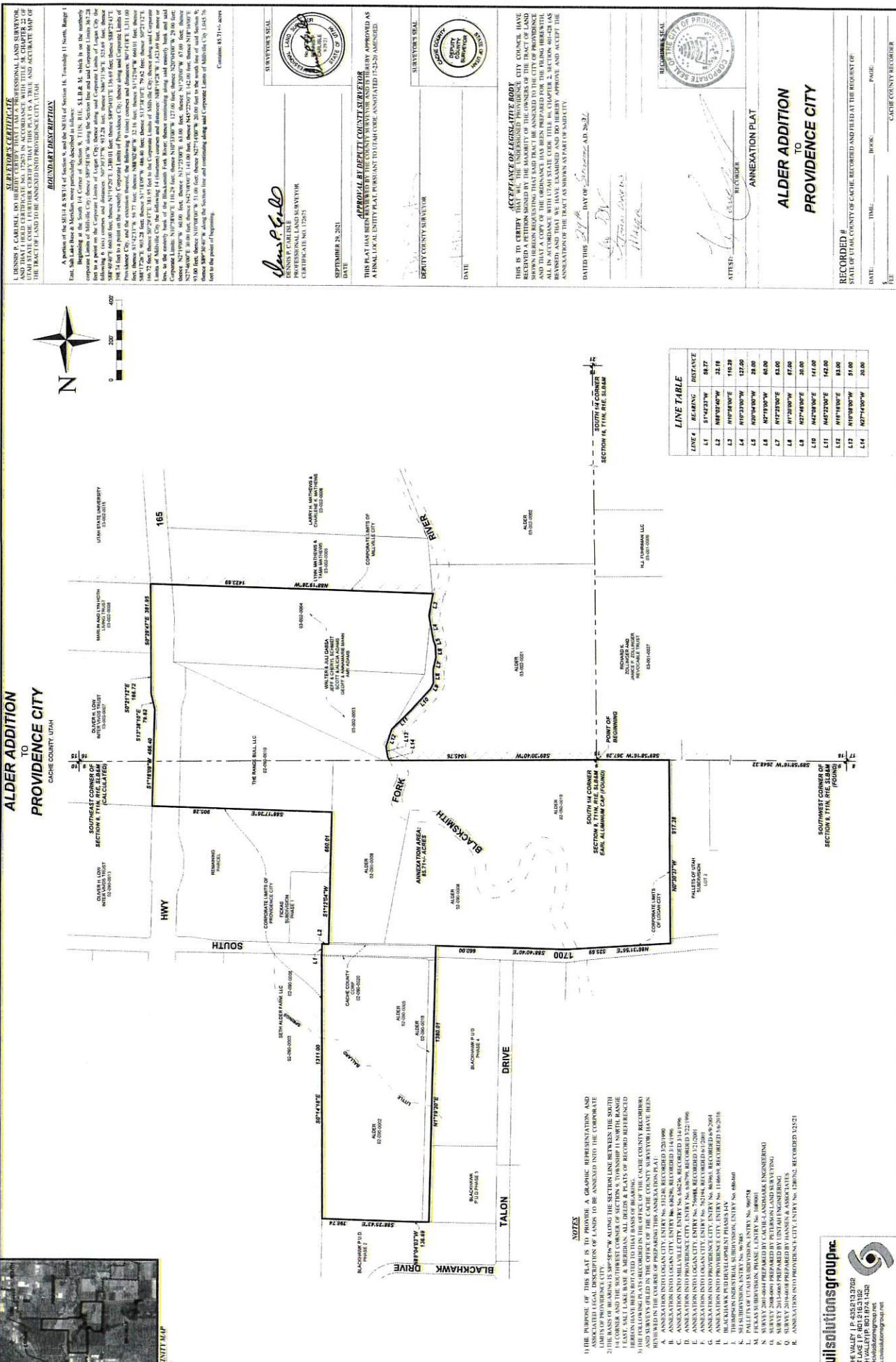
John Drew, Mayor

Attest:

Tyler Cameron, City Recorder



ALDER ADDITION TO **PROVIDENCE CITY**



solution groups