

RESOLUTION 17-04

A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF CERTAIN REAL PROPERTY UNDER THE PROVISIONS OF SECTION 10-2-405, UTAH CODE ANNOTATED, 1953, AS AMENDED (*ROPELATO Annexation - 1 Acre*).

WHEREAS, on, March 2, 2017, the owners of certain real property (petitioners) filed a petition with the city recorder of Hyrum City, Cache County, State of Utah requesting that such property be annexed to the corporate boundaries of Hyrum City; and

WHEREAS, said petition contains the signatures of the owners of private real property that is: 1) located within the area proposed for annexation; 2) covers a majority of the private land area within the area proposed for annexation; 3) covers 100% of rural real property as that term is defined in Section 17B-2a-1107 within the area proposed for annexation; 4) covers 100% of the private land area within the area proposed for annexation if the area is within an agriculture protection area, or a migratory bird protection area; and 5) is equal in value to at least one-third of the value of all the private real property within the area proposed for annexation; and

WHEREAS, the petitioners certify that said property proposed for annexation lies contiguous to the present boundaries of Hyrum City as provided in the legal description and does not lie within the boundaries of any other incorporated municipality; and

WHEREAS, the petitioners have caused an accurate plat of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat with the city recorder; and

WHEREAS, said petition appears to comply with all of the requirements of Section 10-2-403, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Hyrum City, Cache County, State of Utah, that the annexation petition, attached hereto as Exhibit "A", is hereby accepted for consideration under the provisions of Utah State annexation law and is hereby referred to the municipal attorney and city recorder for review pursuant to Section 10-2-405, Utah State Code Annotated, 1953, as amended.

BE IT FURTHER RESOLVED that this resolution shall become effective upon adoption.

PETITION FOR ANNEXATION

TO THE MAYOR AND CITY COUNCIL OF HYRUM CITY, CACHE COUNTY, STATE OF UTAH:

We, the undersigned owners of certain real property lying contiguous to the present municipal limits of Hyrum City hereby submit this Petition for Annexation and respectfully represent the following:

1. That this petition is made pursuant to the requirements of Section 10-2-403, Utah Code Annotated, 1953, as amended (UCA);
2. That the property subject to this petition is a contiguous, unincorporated area contiguous to the boundaries of Hyrum City and the annexation thereof will not leave or create an unincorporated island or peninsula;
3. That the signatures affixed hereto are those of the owners of private real property that:
 - a. is located within the area proposed for annexation;
 - b. covers a majority of the private land area within the area proposed for annexation;
 - c. covers 100% of rural real property as that term is defined in Section 17B-2a-1107 within the area proposed for annexation;
 - c. covers 100% of the private land area within the area proposed for annexation if the area is within:
 1. an agriculture protection area; or
 2. a migratory bird protection area; and
 - d. is equal in value to at least 1/3 of the value of all private real property within the area proposed for annexation;
 - e. is described as follows:

Ropelato Annexation Description

A PART OF THE SOUTHEAST QUARTER OF SECTION 31, TOWNSHIP 11 NORTH, RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN. BEGINNING AT A POINT ON THE EAST RIGHT-OF-WAY LINE OF 900 WEST STREET LOCATED SOUTH 87°56'48" EAST A DISTANCE OF 521.16 FEET FROM THE SOUTH QUARTER CORNER OF SAID SECTION 31 AND RUNNING THENCE NORTH 0°00'23" EAST ALONG SAID EAST RIGHT-OF-WAY LINE, A DISTANCE OF 204.59 FEET; THENCE SOUTH 89°59'37" EAST, A DISTANCE OF

208.15 FEET; THENCE SOUTH 0°00'23" WEST, A DISTANCE OF 209.88 FEET TO THE NORTH LINE OF STARLIGHT MEADOWS SUBDIVISION; THENCE SOUTH 88°47'53" WEST A DISTANCE OF 104.21 FEET ALONG SAID NORTH LINE; THENCE NORTH 85°52'37" WEST A DISTANCE OF 104.24 FEET TO THE POINT OF BEGINNING. CONTAINING 1.00 ACRES

4. That up to five of the signers of this petition have been designated as sponsors, one of whom is designated "contact sponsor", with the mailing address of each sponsor being indicated;
5. That this petition does not propose annexation of all or a part of an area proposed for annexation in a previously filed petition that has not been denied, rejected, or granted;
6. That this petition does not propose annexation of an area that includes some or all of an area proposed to be incorporated in a request for a feasibility study under Section 10-2-103 UCA or a petition under Section 10-2-125 UCA if:
 - a. the request or petition was filed before the filing of the annexation petition; and
 - b. the request, a petition under Section 10-2-109 based on that request, or a petition under Section 10-2-125 is still pending on the date the annexation petition is filed;
7. That the petitioners have caused an accurate plat of the above described property to be made by a competent, licensed surveyor, which plat is filed herewith; and
8. That the petitioners request the property, if annexed, be zoned R-2 single family_____.
9. That the petitioners agree to pay the City upon request and before the annexation process is completed for all expenses it has incurred due to the annexation. The petitioners understand if payment has not been made to the City by specified dates it could delay the annexation process.

WHEREFORE, the Petitioners hereby request that this petition

be considered by the governing body at its next regular meeting, or as soon thereafter as possible; that a resolution be adopted as required by law accepting this Petition for Annexation for further consideration; and that the governing body take such steps as required by law to complete the annexation herein petitioned.

DATED this 1 day of March , 2017.

PLEASE LIST EACH PARCEL NUMBER, NUMBER OF ACRES IN EACH PARCEL, AND ALL OWNERS OF RECORD ON EACH PARCEL. THIS LIST MUST INCLUDE ALL OF THE ABOVE INFORMATION FOR EACH PARCEL REGARDLESS OF WHETHER SIGNATURE IS OBTAINED.

CONTACT SPONSOR INFORMATION:

Parcel #: B-057-0012

Acres: 29.62

Names of all current parcel owners on record: Bob M. Ropelato
 Melynda Ropelato

Name: _____
Signature

Witness: _____
Signature

Name: Bob M. Ropelato
Please Print

Name: Melynda Ropelato
Please Print

Telephone # 801-430-5225

Telephone #: 801-510-4428

Mailing Address: 3983 W 1800 S
 Ogden Ut. 84401

 Melynda Ropelato
Contact Sponsor
Phone Number 801-510-4428

Melynda Ropelato
 Melynda Ropelato
Sponsor

 Bob M. Ropelato

 Bob Ropelato

Sponsor

Sponsor

Sponsor

Melynda Ropelato
Petitioner

Melynda Ropelato

Bob M. Ropelato
Petitioner

Bob Ropelato

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner

Petitioner



HYRUM CITY

60 West Main • Hyrum, Utah 84319
Phone (435) 245-6033

Stephanie Miller, Mayor
Council Members
Kathy Bingham
Jared L. Clawson
Paul C. James
Craig L. Rasmussen
Aaron Woolstenhulme
City Administrator
Ron W. Salvesen
Recorder
Stephanie B. Fricke
Treasurer
Todd Perkins

CERTIFICATE

I, Stephanie Fricke, duly appointed and acting recorder for Hyrum City, Cache County, State of Utah, hereby certify that the Petition for Annexation attached hereto, March 2, 2017 and signed by Bob M. and Melynda Ropelato together with the annexation plat map pertaining thereto, was delivered to me personally by Melynda Ropelato this 2nd day of March, 2017, at the Hyrum City Office, 60 West Main, Hyrum, Utah.




Stephanie Fricke
Hyrum City Recorder

ADOPTED AND PASSED by the City Council this 16th day of
March, 2017.

HYRUM CITY

BY: _____
Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder