

ORDINANCE NO. 17-2

AN ORDINANCE PROVIDING FOR THE ANNEXATION INTO THE CITY OF ROY CITY CERTAIN PARCELS OF LAND AND EXTENDING THE CORPORATE BOUNDARIES OF THE CITY

WHEREAS, Utah Code Section 10-2-418 allows Roy City to annex islands and peninsulas without a petition for annexation; and

WHEREAS, the City of Roy, pursuant to Utah Code Section 10-2-418, adopted Resolution No. 2016-42, to formally indicate its intent to annex the area described in the attached Exhibit A into the corporate limits of Roy City, Utah; and

WHEREAS, said real property is located within the area proposed by the city's policy plan for annexation and lies contiguous to Roy City or includes islands within Roy City, and these islands and peninsulas receive substantial benefits from Roy City; and

WHEREAS, the majority of each island or peninsula consists of residential or commercial development that require the delivery of municipal type services, and Roy City has provided most of the municipal type services to these areas for more than one year; and

WHEREAS, the city of Roy has prepared accurate plats of the islands and peninsulas which were prepared under the supervision of a competent, licensed surveyor; and

WHEREAS, the city of Roy sent written notice, conforming with the requirements of Utah Code 10-2-418, to the board of each special district whose boundaries contain some or all of the areas proposed for annexation and to the legislative body of Weber County; and

WHEREAS, the city of Roy published notice, conforming with the requirements contained in Utah Code 10-2-418, once a week for three consecutive weeks in the Standard Examiner and Utah Public Notice website with the first notice appearing within fourteen (14) days from the date Resolution No. 2016-42 was adopted; and

WHEREAS, Roy City held a public hearing on this issue, which was more than thirty (30) days after the adoption of Resolution No. 2016-42; and

WHEREAS, at or before the conclusion of the public hearing, written protests were not filed by owners of private real property located within the areas included in this ordinance for annexation, sufficient to terminate this annexation proceeding.

NOW THEREFORE, pursuant to Section 10-2-418, Utah Code Annotated 1953, as amended, the City Council of Roy City, Utah hereby adopts, passes and publishes the following:

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

THEREFORE, BE IT ORDAINED by the City Council of the city of ROY as follows:

Section 1. Annexation of Territory

There is hereby annexed to the City of Roy, County of Weber, State of Utah, and incorporated within the corporate boundaries thereof, the territory fully described in Exhibit A which is attached to this Ordinance.

Section 2 – New Corporate Limits.

The corporate limits of the City of Roy are hereby extended and increased so as to include and embrace within the corporate limits of the City, the territory described in Exhibit A and such territory is hereby declared to be a part of the City of Roy City.

Section 3 – Classification for Zoning Purposes.

The territories herein annexed are classified as follows:

Area 1: Community Commercial

Area 2: A portion shall be community commercial and another portion shall be RE-20, as designated in Exhibit B, which is incorporated herein by reference.

Area 3: R-1– 8

Section 4 – Accuracy of Map and Annexed Territory.

The map or plat attached to this Ordinance as Exhibit B is an accurate map of the territory annexed and such map is hereby adopted as the official map of the territory annexed, and the Mayor of the City of Roy City, is hereby authorized and directed to certify the map as an accurate map of the territory annexed under the provisions of this Ordinance, and to record in the Office of the Weber County Recorder, State of Utah, this Ordinance, together with a certified copy of the official map attached hereto.

Section 5. Prior Ordinances And Resolutions

The body and substance of any and all prior Ordinances and Resolutions, together with their specific provisions, where not otherwise in conflict with this Ordinance, are

hereby reaffirmed and readopted and enforceable within the new city boundaries of Roy City.

Section 6. Repealer Of Conflicting Enactments

All orders, ordinances and resolutions with respect to the changes herein enacted and adopted which have heretofore been adopted by the City, or parts thereof, which are in conflict with any of the provisions of this Ordinance Amendment, are, to the extent of such conflict, hereby repealed, except that this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

Section 7 - Savings Clause

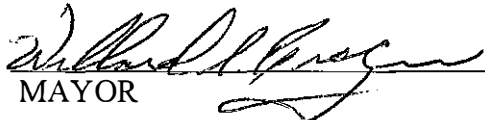
If any provision of this Ordinance shall be held or deemed to be or shall, in fact, be invalid, inoperative or unenforceable for any reason, such reason shall not have the effect of rendering any other provision or provisions hereof invalid, inoperative or unenforceable to any extent whatever, this Ordinance and the provisions of this Ordinance being deemed to be the separate independent and severable act of the City Council of Roy City.

Section 8 - Date Of Effect

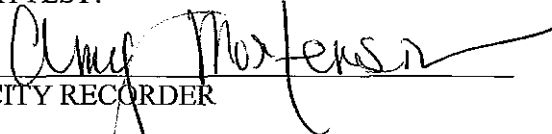
This Ordinance shall be effective immediately after publication or posting as required by law.

DATED this 21 day of March, 2017

ROY CITY, a municipal corporation


MAYOR

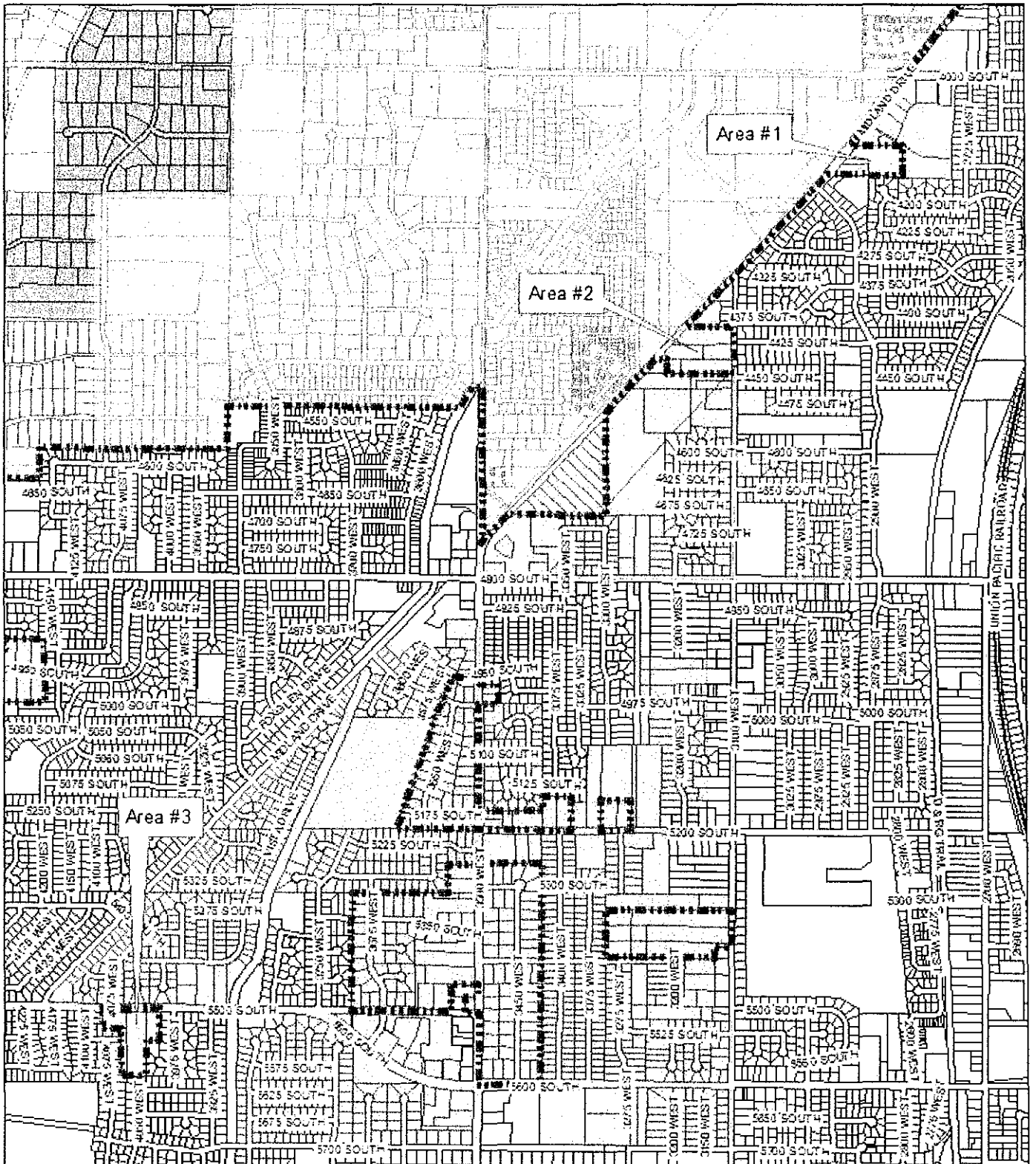
ATTEST:


CITY RECORDER




Voting:

Councilmember Becraft	Aye
Councilmember Dandoy	Aye
Councilmember Hilton	Aye
Councilmember Tafoya	Aye
Councilmember Yeoman	Aye

Exhibit A



Legend

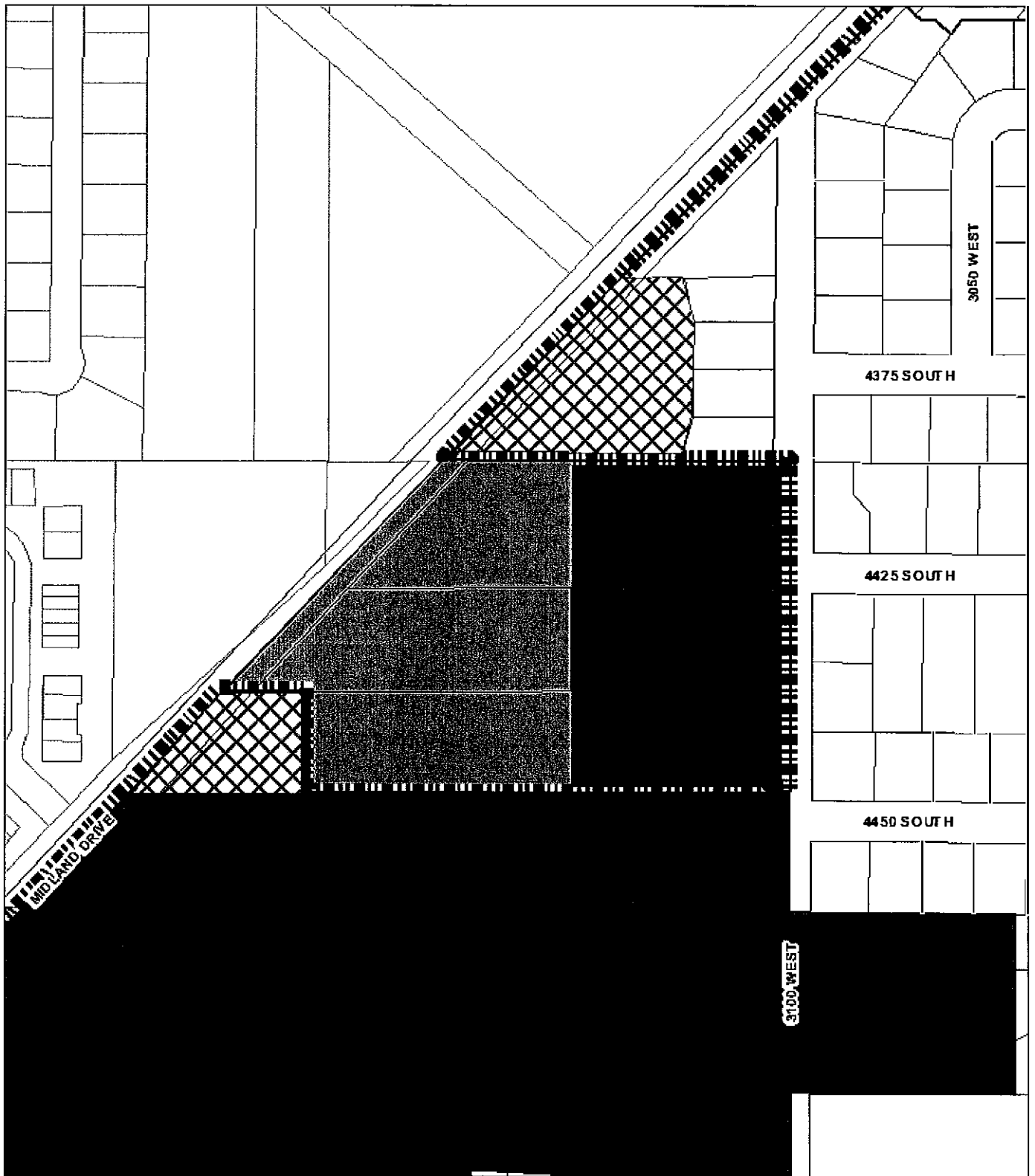
-  1984 Declaration
-  1990 Amended
-  2016 Boundary









MASTER ANNEXATION POLICY DECLARATION



Exhibit B



Legend

-  CC
-  City Boundary
-  R-1-8
-  Parcels
-  RE-20
-  Future CC

Zoning Map Alternate Option

