

presentation.cc.worksession.7-1-2025





Why this matters:

Annexation is one of very few opportunities municipalities have to resolve boundary issues that present concerning and/or unique challenges. Here are some of the challenges created by odd configurations and islands:

- redundancy in providing utilities in our case, this often involves power;
- inefficiencies in providing utility services;
- confusion about service providers;
- accommodating and maintaining orderly growth patterns.





Effective 5/7/2025

10-2-804. Annexation -- Limitations.

- (1) A contiguous, unincorporated area that is contiguous to a municipality may be annexed to the municipality as provided in this part.
- (2) Except as provided in Subsection (3), a municipality may not annex an unincorporated area unless:
 - (a) the unincorporated area is a contiguous area;
 - (b) the unincorporated area is contiguous to the municipality;
 - (c) annexation will not leave or create an unincorporated island or unincorporated peninsula:
 - (i) except as provided in Subsection 10-2-812(2);
 - (ii) except where an unincorporated island or peninsula existed before the annexation, if the annexation will reduce the size of the unincorporated island or peninsula; or
 - (iii) unless the county and municipality have otherwise agreed; and
 - (d) the area is within the proposed annexing municipality's expansion area, as specified in an annexation policy plan adopted as described in Section 10-2-803.



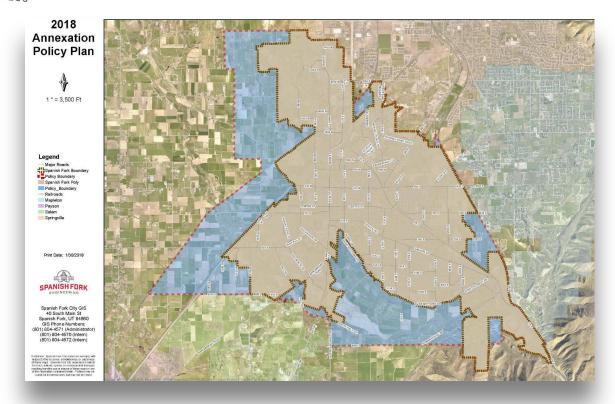


Effective 5/7/2025 10-2-806. Annexation petition -- Requirements -- Notice required before filing.

- (3) Each petition under Subsection (1) shall:
 - (a) be filed with the municipal records officer of the proposed annexing municipality;
 - (b) contain the signatures of, if all the real property within the area proposed for annexation is owned by a public entity other than the federal government, the owners of all the publicly owned real property, or the owners of private real property that:
 - (i) is located within the area proposed for annexation;
 - (ii) (A) subject to Subsection (3)(b)(ii)(C), covers a majority of the private land area within the area proposed for annexation;
 - (B) covers 100% of all of the rural real property within the area proposed for annexation; and
 - (C) covers 100% of all of the private land area within the area proposed for annexation if the area is within a migratory bird production area created under Title 23A, Chapter 13, Migratory Bird Production Area; and
 - (iii) is equal in value to at least 1/3 of the value of all private real property within the area proposed for annexation;
 - (14) (a) "Rural real property" means a group of contiguous tax parcels, or a single tax parcel, that:
 - (i) are under common ownership;
 - (ii) consist of no less than 1,000 total acres;
 - (iii) are zoned for manufacturing or agricultural purposes; and
 - (iv) do not have a residential unit density greater than one unit per acre.
 - (b) "Rural real property" includes any portion of private real property, if the private real property:
 - (i) qualifies as rural real property under Subsection (14)(a); and
 - (ii) consists of more than 1,500 total acres.

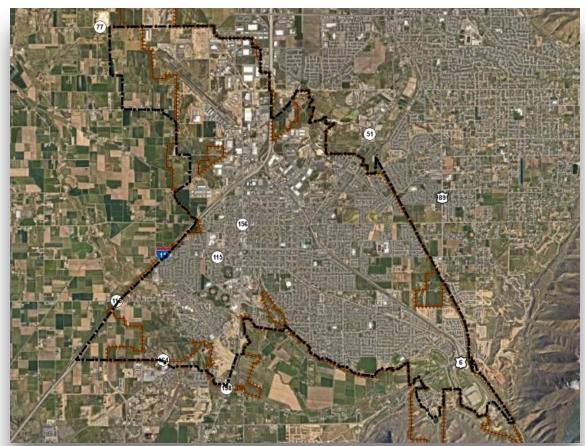


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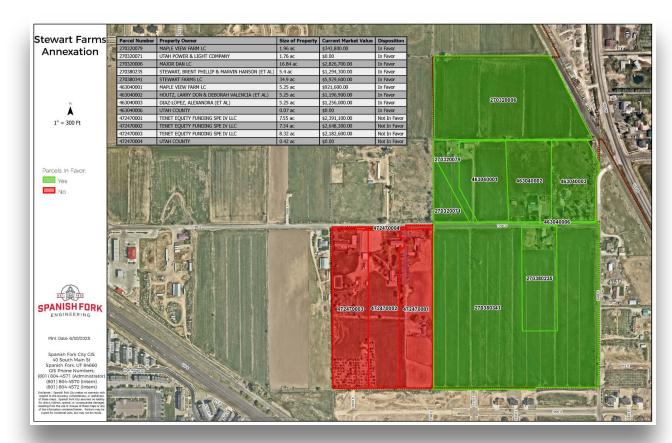


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