

**PROVIDENCE CITY COUNCIL MEETING AGENDA AMENDED**

**July 21, 2015 6:00 p.m.**

**15 South Main, Providence UT**

The Providence City Council will begin discussing the following agenda items at 6:00 p.m. Anyone interested is invited to attend.

Call to Order: Mayor Calderwood

Roll Call of City Council Members: Mayor Calderwood

Pledge of Allegiance:

**Approval of the minutes**

**Item No. 1.** The Providence City Council will consider approval of the minutes of July 14, 2015 City Council meeting.

**Public Comments:** Citizens may appear before the City Council to express their views on issues within the City's jurisdiction. Comments will be addressed to the Council. Remarks are limited to 3 minutes per person. The total time allotted to public comment is 15 minutes. The City Council may act on an item, if it arose subsequent to the posting of this agenda and the City Council determines that an emergency exists.

**Public Hearing 6:15 pm:** Prior to making a decision on the Petition for Annexation, the City Council is holding a public hearing. The property described in the annexation petition is located adjacent to the northeast boundary of Providence City (approximately 500 north 400 east); and is comprised of Parcel No.s 02-004-0013, 02-004-0014, 02-005-0003, 02-004-0015, 02-004-0019; containing 32.22 acres. The purpose of the public hearing is to provide an opportunity for anyone interested to comment on the proposal before action is taken. The City Council invites you to attend the hearing in order to offer your comments.

**Business Items:**

**Item No. 1. Resolution 028-2015:** The Providence City Council will consider for adoption a resolution approving an Annexation Agreement establishing conditions for future development on property generally located at (approximately 500 North 400 East); and comprised of Parcel No.s 02-004-0013, 02-004-0014, 02-005-0003, 02-004-0015, 02-004-0019.

**Item No. 2. Ordinance No. 2015-018:** The Providence City Council will consider for adoption an ordinance granting a petition for annexation and annexing the property described in the petition located adjacent to the northeast boundary of Providence City (approximately 500 north 400 east); and is comprised of Parcel No.s 02-004-0013, 02-004-0014, 02-005-0003, 02-004-0015, 02-004-0019; containing 32.22 acres.

**Staff Reports:** Items presented by Providence City Staff will be presented as information only.

**Council Reports:** Items presented by the City Council members will be presented as informational only; no formal action will be taken. The City Council may act on an item, if it arose subsequent to the posting of this agenda and the City Council determines that an emergency exists.

**Executive Session:**

Item No. 1. The Providence City Council may enter into a closed session to discuss land acquisition or the sale of real property Utah Code 52-4-205(1) (d) and (e).

Item No. 2. The Providence City Council may enter into a closed session discuss pending litigation Utah Code 52-4-205(1) (c).

Item No. 3. The Providence City Council may enter into a closed session as allowed by Utah Code 52-4-205(1) (a)

Agenda posted the 17 day of July 2015.

Amended agenda posted the 20 day of July 2015.

  
Skarlet Bankhead

Providence City Council Agenda  
Tuesday, July 21, 2015

City Recorder

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

Pursuant to Utah Code 52-4-207 Electronic Meetings – Authorization – Requirements the following notice is hereby given:

- Providence City Ordinance Modification 015-2006, adopted 11/14/2006, allows City Council member(s) to attend by teleconference.
- The anchor location for this meeting is: Providence City Office Building, 15 South Main, Providence, UT.
- Member(s) will be connected to the electronic meeting by teleconference.



# Providence City

15 South Main Street  
Providence, UT 84332  
(435) 752-9441 • Fax: (435)753-1586

## PROVIDENCE CITY COUNCIL NOTICE OF PUBLIC HEARING

**Project Type:** Petition for Annexation

**Applicant:** Stan Checketts Properties LC (Sponsor) and Barbara Rinderknecht

**Project Location:** The property described in the annexation petition is located adjacent to the northeast boundary of Providence City (approximately 500 north 400 east); and is comprised of Parcel No.s 02-004-0013, 02-004-0014, 02-005-0003, 02-004-0015, 02-004-0019; containing 32.22 acres.

**Hearing Date:** July 21, 2015

**Hearing Time:** 6:15 p.m.

**Hearing Location:** Providence City Office Building, 15 South Main, Providence UT

Prior to making a decision on the Petition for Annexation, 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 proposal 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 Administrator/Recorder

Newspaper Publication Date(s): July 14, 2015

Posting Date: July 14, 2015

Posting Locations:

Posted on [www.providencecity.com](http://www.providencecity.com) and the Utah Public Notice Website

ANNEXATION PETITION FOR STAN CHECKETTS PROPERTIES LC.

We hereby certify that all of the undersigned together constitute the owners of a majority of said real property to be annexed and also are the owners of said real property to be annexed and also are the owners of more than one-third in value of said real property as shown by the last assessment rolls for taxes, and that said land is contiguous to the Corporate limits of Providence City. Please indicate which individual(s) is the sponsor/contact for this petition (up to 5 sponsors may be indicated).

Total number of acres 32.22.

Name: Stan Checketts Properties LC (SPONSOR)

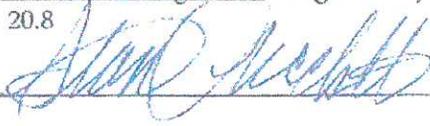
Address: P.O. BOX 55 PROVIDENCE, UT 84332-0055

Phone: 435.757.4282

Tax I.D./Parcel #(s): 02-004-0013, 02-004-0014, 02-005-0003

Proposed Zone District Assignment: Single Family Traditional (SFT)

Total Acres: 20.8

Signature: 

Name: Barbara Rinderknecht

Address: PO BOX 488 PROVIDENCE, UT 84332-0488

Phone:

Tax I.D./Parcel #(s): 02-004-0015, 02-004-0019

Proposed Zone District Assignment: Single Family Traditional (SFT)

Total Acres: 11.42

Signature: 

Each owner and signer for himself says: I have personally signed this Petition; I am aware of the request for Annexation and understand the terms and conditions of this Application; I am an owner of a portion of the property above mentioned and located at or near Providence, Cache County, State of Utah, and my post office address is correctly written after my name.

**ADJACENT PROPERTY OWNERS**

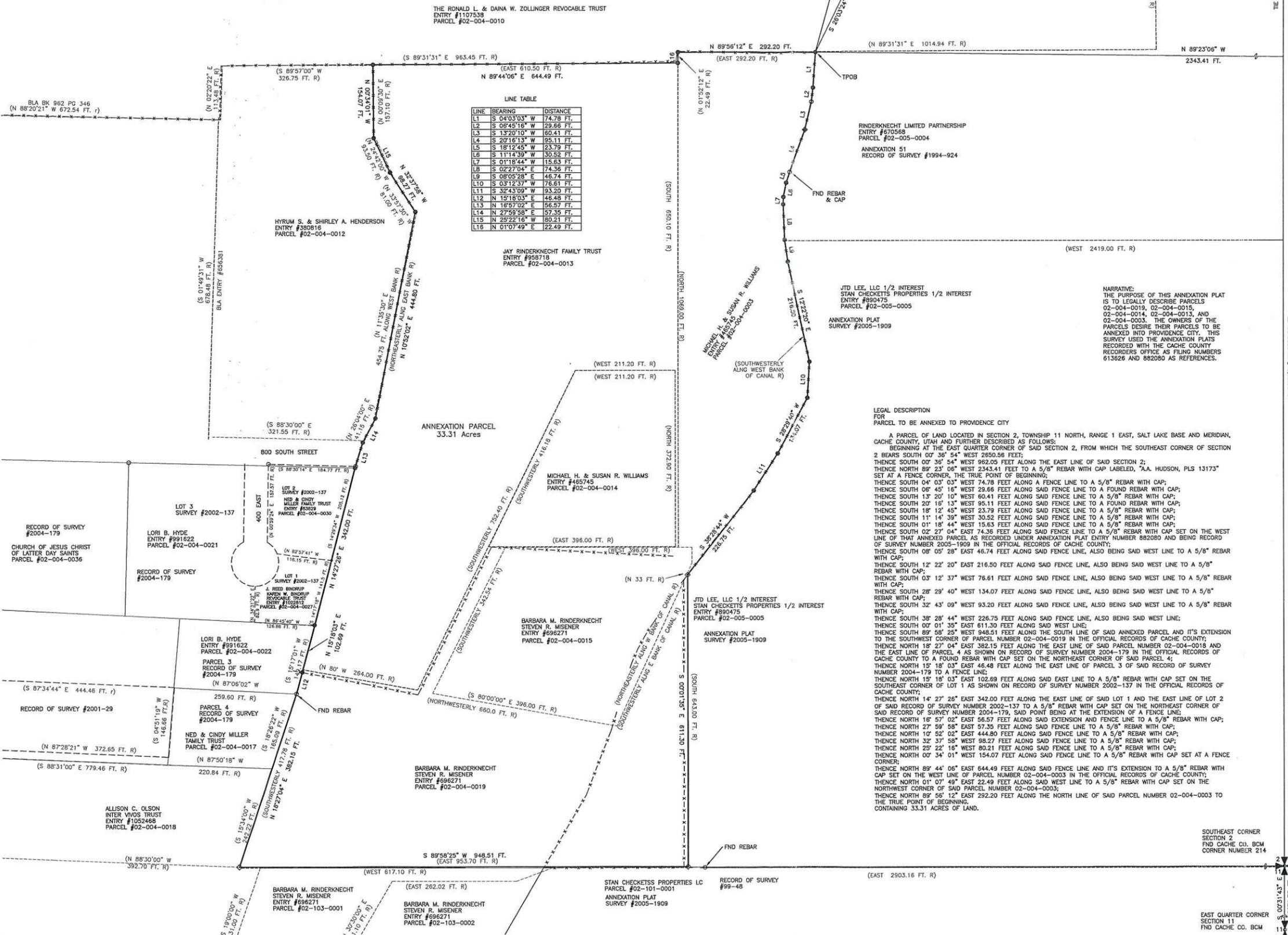
Property Owner	Parcel Number	Property Owener Mailing Address
Ronald and Diana Zollinger	02-004-0010	1000 River Heights BLVD Logan, UT 84321
Rinderknecht LTD Partnership	02-005-0004	PO Box 488 Providence, UT 84332
JTD LEE LLC	02-005-0005	6038 N 1200 W Smithfield, UT 84335
Barbara M Trustee Rinderknecht	02-103-0001, 02-103-0002	PO Box 488 Providence, UT 84332
Ned and Cindy TRS Miller	02-004-0017	480 N 400 E Providence, UT 84332
Ned and Cindy TRS Miller	02-004-0030	480 N 400 E Providence, UT 84332
Lori B Hyde	02-004-0022	349 S East Oaks DR. Fruit Heights, UT 84037
Lori B Hyde	02-004-0021	349 S East Oaks DR. Fruit Heights, UT 84037
J Reed Bindrup	02-004-0027	450 N 400 E Providence, UT 84332
Hyrum and Shirley Henderson	02-004-0012	PO Box 133 Providence, UT 84332
STAN CHECKETTS PROPERTIES LC	02-101-0001	P.O. BOX 55 PROVIDENCE, UT 84332-0055
GARY M MEUNIER	02-004-0035, 02-004-0032	438 N 300 E PROVIDENCE, UT 84332-9615
RINDERKNECHT PROPERTIES LLC	02-102-0042	1775 E 1080 N LOGAN, UT 84341-3013

**AFFECTED PROPERTY OWNERS (PARCELS BEING ANNEXED)**

Property Owner	Parcel Number	Property Owener Mailing Address
STAN CHECKETTS PROPERTIES LC	02-004-0013, 02-004-0014, 02-005-0003	P.O. BOX 55 PROVIDENCE, UT 84332-0055
Barbara M Trustee Rinderknecht	02-004-0015, 02-004-0019	PO Box 488 Providence, UT 84332



**ANNEXATION PLAT  
TO PROVIDENCE CITY, UTAH  
A PORTION OF SECTION 2  
TOWNSHIP 11 NORTH, RANGE 1 EAST, SLB & MERIDIAN  
MARCH 2015**



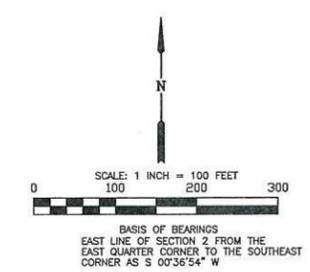
**ACCEPTANCE BY LEGISLATIVE BODY**

THIS IS TO CERTIFY THAT WE THE PROVIDENCE CITY COUNCIL HAVE RECEIVED A PETITION SIGNED BY THE MAJORITY OF THE OWNERS OF THE TRACT SHOWN AND DESCRIBED HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO PROVIDENCE CITY, AND THAT A COPY OF THE ORDINANCE OR RESOLUTION HAS BEEN PREPARED FOR FILING HERewith IN ACCORDANCE WITH THE APPLICABLE STATE LAWS, AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF PROVIDENCE CITY.

MAYOR \_\_\_\_\_  
WITNESS MY HAND AND OFFICIAL SEAL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_

CITY RECORDER \_\_\_\_\_

S 00°36'54" W 2650.56 FT.



**RECORDERS CERTIFICATE**  
INSTRUMENT NO. \_\_\_\_\_  
DATE \_\_\_\_\_ TIME \_\_\_\_\_  
RECORDED BY \_\_\_\_\_  
RECORDED BY \_\_\_\_\_  
FEE \_\_\_\_\_

**SURVEYOR'S CERTIFICATE**  
I, TIMOTHY LYNN CHRISTENSEN DO HEREBY CERTIFY THAT I AM A LICENSED LAND SURVEYOR IN THE STATE OF UTAH. I HAVE EXAMINED THE RECORDS OF THIS PROPERTY I HAVE CAUSED A SURVEY TO BE MADE AS SHOWN AND DESCRIBED ON THIS PLAT.

**LEGEND**  
EXISTING FENCE LINE (RECORDED)  
SEED OR AN CORNER FOUND  
SET 5/8" REBAR W/ ALUMINUM CAP  
PROPERTY CORNER FOUND  
THIS SURVEY 5/8" REBAR W/ CAP  
POINTS NOT SET OR FND

**CIVIL SOLUTIONS GROUP**  
SECTION 2, T. 11 N. R. 1 E. SALT LAKE BASE & MERIDIAN  
CACHIE COUNTY, UTAH  
SURVEYED BY: BY \_\_\_\_\_  
OFFICE WORK BY: BY \_\_\_\_\_  
FIELD BOOK NO. \_\_\_\_\_  
PROJECT NO. 15131

132 SOUTH STATE  
PRESTON, IDAHO 83263  
(208) 952-1155

**A. A. HUDSON AND ASSOCIATES**

LAND SURVEYORS

DRAWING: 15131 VIEW: .XXX

TIMOTHY LYNN CHRISTENSEN

DATE \_\_\_\_\_

POINTS NOT SET OR FND

RECORD OF SURVEY FOR SECTION 2

REVISIONS

BY \_\_\_\_\_

BY \_\_\_\_\_

BY \_\_\_\_\_

**Resolution 028-2015**

A RESOLUTION APPROVING AN ANNEXATION AGREEMENT ESTABLISHING CONDITIONS FOR FUTURE DEVELOPMENT ON PROPERTY GENERALLY LOCATED AT (APPROXIMATELY 500 NORTH 400 EAST); AND COMPRISED OF PARCEL NO.S 02-004-0013, 02-004-0014, 02-005-0003, 02-004-0015, 02-004-0019.

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 Petition for Annexation from Stan Checketts Properties LC. (Contact Sponsor) for property generally located at (approximately 500 North 400 East); and comprised of Parcel No.s 02-004-0013, 02-004-0014, 02-005-0003, 02-004-0015, 02-004-0019; and

WHEREAS Providence City desires to enter into an Annexation Agreement establishing conditions for future development on the above referenced property, prior to annexing the above referenced property.

WHEREAS the attached Annexation Agreement has been prepared by the Engineer for the Contact Sponsor, and the Contact Sponsor has agreed to the terms of the attached Annexation Agreement.

THEREFORE be it resolved by the Providence City Council:

- The attached Annexation Agreement between Stan Checketts Properties LC and Providence City shall be approved; and
- The Mayor and City Recorder are hereby authorized to execute said Agreement; and
- If Providence City does not annex the above described property, said Agreement is void.
- This resolution shall become effective immediately upon passage.

Passed by vote of the Providence City Council this 21 day of July, 2015.

Council Vote:

Bagley, Bill	<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
Call, Ralph	<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
Russell, John	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Excused	<input type="checkbox"/> Abstained	<input type="checkbox"/> Absent

Providence City

\_\_\_\_\_  
Don W Calderwood, Mayor

Attest:

\_\_\_\_\_  
Skarlet Bankhead, Recorder

## ANNEXATION AGREEMENT

The purpose of this Agreement is to establish conditions for future development on property described in a Petition for Annexation filed by Stan Checketts Properties LC (Contact Sponsor) generally located at located at (approximately 500 North 400 East); and comprised of Parcel No.s 02-004-0013, 02-004-0014, 02-005-0003, 02-004-0015, 02-004-0019.

Stan Checketts Properties LC (owner) is the owner of parcels 02-004-0013, 02-005-0003, and 02-004-0014. These parcels are part of the 2015 Providence City annexation request. The owner agrees to the following items pertaining to those parcels as future development occurs:

1. (Water) The developer of said parcels has no objection to installing a 12 inch water line in 500 North Street to the east side of the annexed parcels. It is recommended that 8 inch water mains be installed in the remaining streets. Water connectivity to the proposed annexed parcels owned by Barbara Rinderknecht needs to be reviewed and considered. The State of Utah minimum dynamic pressure is 40 psi, but the developer and Providence City agree that a minimum dynamic pressure of 50 psi will be the minimum allowed pressure in any approved development. There appears to be adequate water pressure for the area of the proposed development. The water main in 400 East Street will need to be upgraded to an 8 inch main from 300 North to 200 North, when development is proposed on the Barbara Rinderknecht proposed annexed parcels.
2. (Sewer) The existing 8 inch sewer main has adequate capacity and it is recommended that an 8 inch sewer main be installed in 500 North through the proposed annexed parcels. An 8 inch sewer main must be stubbed into the northwest corner of the parcels owned by Barbara Rinderknecht.
3. (Storm Drain) Based upon the flow rate of 40 cfs and a slope of 4% it is recommended that a 24 inch storm drain trunk line be installed in the section of 500 North east of the LDS Church property line. The size of the trunk line will reduce as it is extended east based upon engineering design.
4. (Drainage) There are no recognized, defined drainage pathways directly east of the proposed annexed parcels. There are recognized, defined drainage pathways to the north and south of the annexed parcels. It is recommended that these pathways be preserved by the future developments/property owners.
5. (Roadway) The developer of said parcels agrees to install the partial street cross section in 500 North to the west edge of the annexed parcels and full city right of ways in the future developments. Development of the Barbara Rinderknecht annexed parcels would require a partial roadway cross section installation from 300 North Street to 200 North Street.
6. Irrigation water shares are attached to the said parcels and will be provided in accordance with the subdivision ordinances as the said parcels are developed.

No other agreements have been reached between the parties.

If Providence City does not annex the property described above, this agreement becomes void.

Stan Checketts Properties, LC

Providence City

By: \_\_\_\_\_  
Its: \_\_\_\_\_

By: Don W. Calderwood  
Its: Mayor

Attest by: Skarlet Bankhead  
City Recorder

DRAFT

Ordinance No. 2015-018

AN ORDINANCE GRANTING A PETITION FOR ANNEXATION AND ANNEXING THE PROPERTY DESCRIBED IN THE PETITION LOCATED ADJACENT TO THE NORTHEAST BOUNDARY OF PROVIDENCE CITY (APPROXIMATELY 500 NORTH 400 EAST); AND IS COMPRISED OF PARCEL NO.S 02-004-0013, 02-004-0014, 02-005-0003, 02-004-0015, 02-004-0019; CONTAINING 32.22 ACRES.

WHEREAS 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 Stan Checketts Properties, LC, Petition Sponsor; and

WHEREAS, the legal description for said property is as follows:

A PARCEL OF LAND LOCATED IN SECTION 2, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, CACHE COUNTY, UTAH AND FURTHER DESCRIBED AS FOLLOWS:  
BEGINNING AT THE EAST QUARTER CORNER OF SAID SECTION 2, FROM WHICH THE SOUTHEAST CORNER OF SECTION 2 BEARS SOUTH 00° 38' 54" WEST 2680.86 FEET;  
THENCE SOUTH 00° 38' 54" WEST 962.05 FEET ALONG THE EAST LINE OF SAID SECTION 2;  
THENCE NORTH 89° 23' 05" WEST 2343.41 FEET TO A 5/8" REBAR WITH CAP LABELED, "A.A. HUDSON, PLS 13173" SET AT A FENCE CORNER, THE TRUE POINT OF BEGINNING;  
THENCE SOUTH 04° 03' 03" WEST 74.78 FEET ALONG A FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 06° 45' 16" WEST 29.85 FEET ALONG SAID FENCE LINE TO A FOUND REBAR WITH CAP;  
THENCE SOUTH 13° 20' 10" WEST 80.41 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 20° 10' 13" WEST 85.11 FEET ALONG SAID FENCE LINE TO A FOUND REBAR WITH CAP;  
THENCE SOUTH 18° 12' 45" WEST 23.79 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 11° 14' 39" WEST 30.52 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 01° 18' 44" WEST 15.63 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 02° 37' 04" EAST 74.35 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP SET ON THE WEST LINE OF THAT ANNEXED PARCEL AS RECORDED UNDER ANNOTATION PLAT ENTRY NUMBER 802080 AND BEING RECORDED OF SURVEY NUMBER 2005-1900 IN THE OFFICIAL RECORDS OF CACHE COUNTY;  
THENCE SOUTH 08° 05' 28" EAST 46.74 FEET ALONG SAID FENCE LINE, ALSO BEING SAID WEST LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 12° 22' 20" EAST 216.50 FEET ALONG SAID FENCE LINE, ALSO BEING SAID WEST LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 03° 12' 37" WEST 76.81 FEET ALONG SAID FENCE LINE, ALSO BEING SAID WEST LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 28° 29' 40" WEST 134.07 FEET ALONG SAID FENCE LINE, ALSO BEING SAID WEST LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 32° 43' 60" WEST 93.20 FEET ALONG SAID FENCE LINE, ALSO BEING SAID WEST LINE TO A 5/8" REBAR WITH CAP;  
THENCE SOUTH 38° 28' 44" WEST 226.75 FEET ALONG SAID FENCE LINE, ALSO BEING SAID WEST LINE;  
THENCE SOUTH 00° 01' 35" EAST 611.30 FEET ALONG SAID WEST LINE;  
THENCE SOUTH 69° 08' 25" WEST 948.51 FEET ALONG THE SOUTH LINE OF SAID ANNEXED PARCEL AND ITS EXTENSION TO THE SOUTHWEST CORNER OF PARCEL NUMBER 02-004-0019 IN THE OFFICIAL RECORDS OF CACHE COUNTY;  
THENCE NORTH 18° 27' 04" EAST 382.15 FEET ALONG THE EAST LINE OF SAID PARCEL NUMBER 02-004-0018 AND THE EAST LINE OF PARCEL 4 AS SHOWN ON RECORD OF SURVEY NUMBER 2004-179 IN THE OFFICIAL RECORDS OF CACHE COUNTY TO A FOUND REBAR WITH CAP SET ON THE NORTHEAST CORNER OF SAID PARCEL 4;  
THENCE NORTH 15° 18' 03" EAST 48.48 FEET ALONG THE EAST LINE OF PARCEL 3 OF SAID RECORD OF SURVEY NUMBER 2004-179 TO A FENCE LINE;  
THENCE NORTH 15° 18' 03" EAST 102.69 FEET ALONG SAID EAST LINE TO A 5/8" REBAR WITH CAP SET ON THE SOUTHEAST CORNER OF LOT 1 AS SHOWN ON RECORD OF SURVEY NUMBER 2002-137 IN THE OFFICIAL RECORDS OF CACHE COUNTY;  
THENCE NORTH 14° 27' 26" EAST 342.00 FEET ALONG THE EAST LINE OF SAID LOT 1 AND THE EAST LINE OF LOT 2 OF SAID RECORD OF SURVEY NUMBER 2002-137 TO A 5/8" REBAR WITH CAP SET ON THE NORTHEAST CORNER OF SAID RECORD OF SURVEY NUMBER 2004-179, SAID POINT BEING AT THE EXTENSION OF A FENCE LINE;  
THENCE NORTH 18° 57' 02" EAST 56.57 FEET ALONG SAID EXTENSION AND FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE NORTH 27° 59' 58" EAST 57.35 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE NORTH 10° 52' 02" EAST 444.80 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE NORTH 32° 37' 58" WEST 98.27 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE NORTH 25° 22' 16" WEST 80.21 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP;  
THENCE NORTH 00° 34' 01" WEST 154.07 FEET ALONG SAID FENCE LINE TO A 5/8" REBAR WITH CAP SET AT A FENCE CORNER;  
THENCE NORTH 89° 44' 06" EAST 844.49 FEET ALONG SAID FENCE LINE AND ITS EXTENSION TO A 5/8" REBAR WITH CAP SET ON THE WEST LINE OF PARCEL NUMBER 02-004-0003 IN THE OFFICIAL RECORDS OF CACHE COUNTY;  
THENCE NORTH 01° 07' 49" EAST 22.48 FEET ALONG SAID WEST LINE TO A 5/8" REBAR WITH CAP SET ON THE NORTHWEST CORNER OF SAID PARCEL NUMBER 02-004-0003;  
THENCE NORTH 89° 56' 12" EAST 292.20 FEET ALONG THE NORTH LINE OF SAID PARCEL NUMBER 02-004-0003 TO THE TRUE POINT OF BEGINNING.  
CONTAINING 32.21 ACRES OF LAND.

Generally located at (approximately 500 North 400 East); and comprised of Parcel No.s 02-004-0013, 02-004-0014, 02-005-0003, 02-004-0015, 02-004-0019;

WHEREAS, the Petition was accepted by the Providence City Council for further consideration pursuant to Utah Code Section 10-2-405, by Resolution 010-2015 adopted and passed by the City Council on May 12, 2015; and

1 WHEREAS, Skarlet Bankhead did certify, based on information received from Cache County and in consultation  
2 with the Providence City Attorney, that the Petition met the requirement of Subsections 10-2-403(2), (3), and (4)  
3 of the Utah Code and on June 11, 2015, did give Notice to the Providence City Council, the Contact Sponsor for said  
4 Petition, and Cache County of Certification; and  
5

6 WHEREAS, pursuant to Utah Code Section 10-2-406, did give Notice of Certification of Annexation Petition to  
7 Cache County School District, Cache County Fire District, Cache County Sheriff's Office, Cache Metropolitan  
8 Planning Organization, Cache Valley Transit District, Logan City, Logan City Fire & EMS, Millville City, River Heights  
9 City, Providence Blacksmith Fork Irrigation Co., Spring Creek Water Company, Rocky Mountain Power, Questar  
10 Corporation, and Comcast; and  
11

12 WHEREAS, the Notice of Annexation was published in the Herald Journal on June 16, 23, and 30, 2015; and  
13

14 WHEREAS, a formal protest to the Petition has not been received; and  
15

16 WHEREAS the owner has requested the above described property be annexed with a Single-Family Traditional  
17 (SFT) Zone; and  
18

19 WHEREAS the Providence City Council advertised and held a public hearing, in accordance with Utah Code 10-2-  
20 407(3)(b), on July 21, 2015; and  
21

22 WHEREAS, Providence City desires to provide for the health, safety, and welfare, and promote the prosperity,  
23 peace and good order, comfort, convenience, and aesthetics of each municipality and its present and future  
24 inhabitants and businesses, to protect the tax base, to secure economy in governmental expenditures, to foster  
25 the state's agricultural and other industries, to protect both urban and nonurban development, to protect and  
26 ensure access to sunlight for solar energy devices, to provide fundamental fairness in land use regulation, and to  
27 protect property values in areas that may be considered sensitive, including but not limited to fire danger, slope,  
28 soil content, by following its Annexation Policy Plan and its General Plan; and  
29

30 WHEREAS, Providence City Master Plan Sheet No. 5-C Zone Districts of Future Annexations, shows the above  
31 described property as within the Future Providence Corporation Limits, and shows the above property as Single-  
32 Family Traditional (SFT) zone;  
33

34 WHEREAS, specific conditions that apply to the development of the above referenced property have been outlined  
35 in the Annexation Agreement.  
36

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

- 38 • Grants the Petition for Annexation filed by Stan Checketts Properties, LC. Expressly subject to the  
39 conditions described in the Annexation Agreement referenced above; and
- 40 • The Providence City Corporate limits will be modified to include said property as described above; and
- 41 • The annexed parcels shall be zoned as Single-Family Traditional (SFT); and
- 42 • The Providence City Zoning Map shall also be changed to include the property as described and zoned  
43 above; and
- 44 • This Ordinance will become effective immediately upon passage and certification from the Lt. Governor's  
45 Office.  
46

47 Ordinance 2015-018 adopted by vote of the Providence City Council this 21 day of July, 2015.  
48

49 Council Vote:  
50

51 Bagley, Bill	( )Yes	( )No	( )Excused	( )Abstained	( )Absent
52 Baldwin, Jeff	( )Yes	( )No	( )Excused	( )Abstained	( )Absent

1 Call, Ralph ( )Yes ( )No ( )Excused ( )Abstained ( )Absent  
2 Drew, John ( )Yes ( )No ( )Excused ( )Abstained ( )Absent  
3 Russell, John ( )Yes ( )No ( )Excused ( )Abstained ( )Absent  
4

5 Signed by Mayor Don W Calderwood this day of July 2015.  
6

7 Providence City  
8  
9

10 \_\_\_\_\_  
11 Don W. Calderwood, Mayor

12 Attest:  
13

14 \_\_\_\_\_  
15 Skarlet Bankhead, Recorder

DRAFT