

ORDINANCE No. 2023-02

AN ORDINANCE OF THE CHARLESTON TOWN COUNCIL ANNEXING PROPERTY INTO THE TOWN OF CHARLESTON, WASATCH COUNTY, UTAH.

WHEREAS, Charleston Town (Town) has recently received an annexation petition from the **Jeffrey M. Winterton Trust** (Trust) seeking to annex property owned by the Trust into the Town for the purpose of providing the same services provided by the Town to areas within the existing Town limits; and

WHEREAS, the Charleston Town Council (Town Council), in accordance with Utah Code Ann. § Title 10, Chapter 2, Part 4, has held the required meetings to annex the property into the Town; and

WHEREAS, the Town Council finds it is in the best interest of the Town and the general health, safety and welfare of the public, specifically, the future citizens of the area covered by the petition, to annex said area into the Town; and

WHEREAS, the petition complies with all requirements of Utah Code Ann. § Title 10 Chapter 2 Section 403.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF CHARLESTON TOWN, STATE OF UTAH, AS FOLLOWS:

SECTION 1. Annexation. That certain real property particularly described in **Exhibit "A"** attached hereto, is hereby annexed into the Town of Charleston, County of Wasatch, State of Utah.

Section 2. Land Use Zone. Annexed areas shall be, upon adoption of this Ordinance be Zoned Residential-Agriculture-1 (RA-1).

Section 3. Services to be Provided. Services shall be provided to the annexed area in the same manner as to areas within the existing Town of Charleston from the effective date of this Ordinance.

SECTION 4. Property Subject to Taxation and Town Laws. Dating from and after the approval and adoption of this Ordinance, the territory annexed hereby and described in Section 1 above shall be an integral part of the Town of Charleston. The taxable property located therein shall be subject to taxation for the purposes of the Town, including the payment of any bonds and other obligations thereof now outstanding or hereafter authorized and issued. All properties and users of services in the Town, as enlarged by this annexation, shall be subject to all of the laws, regulations, powers and authority of the Town and of Charleston Town Council as provided by law.

SECTION 5. Notice of Annexation. The Town Council, as the governing authority of the Town of Charleston, shall cause a copy of this Ordinance to be filed with the Utah State Tax Commission, Utah Lieutenant Governor's Office, each effected entity, the Wasatch County Health Department, the Wasatch County Assessor, and the Wasatch County Recorder as per Utah Code Ann. § Title 10 Chapter 2 Part 425.

SECTION 6. Severability. If any section, part or provision of the Ordinance is found to be invalid or unenforceable, such invalidity or unenforceability shall not affect any other portions of the Ordinance, and all sections, parts and provisions of the Ordinance shall be severable.

SECTION 7. Effective Date. This Ordinance shall become effective immediately upon passage.

PASSED AND ADOPTED by the Town Council of Charleston Town, Utah, this 5th day of January, 2023 by the following vote:

	YES	NO	ABSENT
Council Member Darrell Nish	X		
Council Member Jim Brown	X		
Council Member Scott Solum			X
Council Member Marc Mair	X		
Mayor Brenda Christensen	X		

Attest:

Town Clerk

Seal:



Approved as to form:

Town Attorney

By:

Mayor

Brenda Christensen

PASSED AND APPROVED this 5th day of January, 2023.

EXHIBIT "A"

Annexation Map and Legal Description

A COPY OF THE RECORDS CERTIFY THAT LAND ADJACENT TO LAND SURVEYED AND THAT I HAVE LOCATED SAID ADJACENT LANDS ON THE LAWS OF THE STATE OF UTAH, IN THE COUNTY THAT THEN PART OF ANTI-NATION TO THE CORPORATION KNOWN AS CHARLESTON CITY, WASHINGTON COUNTY, UTAH IS A TRUE AND CORRECT REPRODUCTION OF DATA DERIVED FROM RECORDS ON FILE IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER.



ANNEXATION DESCRIPTION

[illegible]

of basins of bearings for this survey was established as south 07°25' east between the west and north corners, and the southeast corner of the lands of Townships 10 and 11, Range 1 East, Salt Lake 10550, and Meridian, at Corning, to National Antiquities Zone, the Arroyo

LIVED THIS DAY OF SEPTEMBER 20TH
AT HIGHLY SUNDAY

RECEIVED THIS 13 DAY OF December 22
1904
Wm. C. Christman

PAID TO ORDER 13 DAY OF December 22.

WED THIS DAY OF Dec 22
YEAR 1981 SUN PLANNED FOR MEETING

ED WINS. L. DAVIS, JR. 2012
Sandy H. Davis

WINTERTON ANNEXATION
LOCATED IN THE NORTHWEST QUARTER,
SOUTHWEST QUARTER AND SOUTHEAST QUARTER OF
SECTION 11, TOWNSHIP 4 SOUTH, RANGE 4 EAST,
SALT LAKE BASE AND MERIDIAN
WASATCH COUNTY, UTAH



LEGEND ENGINEERING
62 WEST 100 NORTH
HEBER CITY, UT 84032
PHONE: 435-854-4828
www.legendengineering.com

DATE: _____ Recorder: _____

11/13/22

SCALE: 1"=200'

PAGE: 1000

