

Ordinance No. 2016-002

AN ORDINANCE GRANTING A PETITIOIN FOR ANNEXATION AND ANNEXING THE PROPERTY DESCRIBED IN THE PETITION AND LOCATED ADJACENT TO THE NORTHWEST BOUNDARY OF PROVIDENCE CITY; A 1.148 ACRE PARCEL COMMONLY KNOWN AS APPROXIMATLEY 65 NORTH HWY 165; PETITIONED BY MEMBERS FIRST CREDIT UNION BY BRAD V BARBER, PRESIDENT/CEO.

WHEREAS I, 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 Members First Credit Union by Brad V Barber, President/CEO, Petition Sponsor; and

WHEREAS the legal description for said property is as follows:

Parcel No. 02-088-0018 containing 1.148 acres
Containing 0.77 acres of land.

WHEREAS, the Petition was accepted by the Providence City Council for further consideration pursuant to Utah Code Section 10-2-405, by Resolution 043-2015 adopted and passed by the City Council on November 17, 2015; and

WHEREAS, pursuant to Utah Code Section 10-2-406, did give Notice of Certification of Annexation Petition to Barbara M Rinderknecht Trustee, CA Fuller Family, LLC SFP-LLC, Jogl Enterprises LLC Amsource Providence LLC, Cache County School District, Cache County Fire District, Cache County Sheriff's Office, Cache Metropolitan Planning Organization, Cache Valley Transit District, Logan City, Logan City Fire & EMS, Millville City, River Heights City, Providence Blacksmith Fork Irrigation Co., Spring Creek Water Company, Rocky Mountain Power, Questar Corporation, and Comcast; and

WHEREAS, the Notice of Annexation was published in the Herald Journal on December 10, 17, and 24, 2015; and

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

WHEREAS the Providence City Council advertised and held a public hearing, in accordance with Utah Code 10-2-407(3)(b), on January 26, 2016; and

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 each municipality and its present and future inhabitants and businesses, to protect the tax base, to secure economy in governmental expenditures, to foster the state's agricultural and other industries, to protect both urban and nonurban development, to protect and ensure access to sunlight for solar energy devices, to provide fundamental fairness in land use regulation, and to protect property values in areas that may be considered sensitive, including but not limited to fire danger, slope, soil content, by following its Annexation Policy Plan and its General Plan; and

WHEREAS, Providence City Master Plan Sheet No. 5-C Zone Districts of Future Annexations, shows the above described property as within the Future Providence Corporation Limits.

WHEREAS, the Petitioner has asked that the parcel be annexed as a Commercial General District (CGD) Zone.

THEREFORE, BE IT ORDAINED that the Providence City Council:

- Grants the Petition for Annexation filed by Members First Credit Union by Brad V. Barber, President / CEO; and

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- The Providence City Corporate limits will be modified to include said property as described above; and
- The Providence City Zoning Map will be revised to include the property as CGD
- This Ordinance will become effective immediately upon passage and certification from the Lt. Governor's Office.

Ordinance adopted by vote of the Providence City Council this 26 day of January 2016.

Council Vote:

Allen, Kirk	(x) Yes	() No	() Excused	() Abstained	() Absent
Baldwin, Jeff	(x) Yes	() No	() Excused	() Abstained	() Absent
Drew, John	(x) Yes	() No	() Excused	() Abstained	() Absent
Giles, Dennis	(x) Yes	() No	() Excused	() Abstained	() Absent
Sneddon, Roy	(x) Yes	() No	() Excused	() Abstained	() Absent

Signed by Mayor Don W Calderwood this 27th day of January 2016.

Providence City

Don W. Calderwood

Don W. Calderwood, Mayor



Attest:

Skarlet Bankhead

Skarlet Bankhead, Recorder