

**HUNTSVILLE TOWN
ORDINANCE NO. _____**

ANNEXATION UPDATED

**AN ORDINANCE OF HUNTSVILLE TOWN, UTAH, REPEALING AND
RE-ENACTING CHAPTER 15.27 UPDATING ANNEXATION TO
COMPLY WITH CHANGES TO STATE LAW; SEVERABILITY; AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Huntsville Town (hereafter “Town”) is a municipal corporation, duly organized and existing under the laws of the State of Utah;

WHEREAS, Part 4, Chapter 2 of Title 10 of the *Utah Code Annotated* governs annexation and was significantly modified in 2015 and subsequently amended;

WHEREAS, the Town adopted Chapter 15.27 as the procedure for annexation prior to the 2015 and subsequent amendments;

WHEREAS, the Town desires to streamline the updated annexation regulations to account for future changes to state law;

NOW, THEREFORE, be it ordained by the Town Council of Huntsville, Utah, as follows:

Section 1: Repealer. Chapter 15.27 of the *Huntsville Municipal Code* is hereby repealed in its entirety. Any code, chapter, or section in conflict with this Ordinance is hereby repealed in its entirety and referenced thereto vacated.

Section 2: Re-enactment. Chapter 15.27 of the *Huntsville Municipal Code* are hereby re-enacted to read as follows:

**Chapter 15.27
Annexation**

15.27.010 Annexation Policy Plan.

If the Town desires to annex any unincorporated area into the boundaries of the Town, the Town must first adopt an Annexation Policy Plan in accordance with Utah Code Annotated §10-2-401.5, as amended.

15.27.020 Annexation Process.

The annexation process shall comply with Part 4, Chapter 2, of Title 10 of the Utah Code Annotated, including any amendments to the same.

15.27.030 Land Use Upon Annexation.

The land use for any unincorporated area annexed into the City, or subject to a boundary adjustment, is governed by Utah Code Annotated §10-9a-506, 1953, as amended.

Section 3: Severability. If a court of competent jurisdiction determines that any part of this Ordinance is unconstitutional or invalid, then such portion of this Ordinance, or specific application of this Ordinance, shall be severed from the remainder, which remainder shall continue in full force and effect.

Section 4: Effective date. This Ordinance take effect immediately upon mayoral approval and posting.

PASSED AND ADOPTED by the City Council on this ____ day of _____, 2020.

JIM TRUETT, Mayor

ATTEST:

Town Clerk

RECORDED this ____ day of _____, 2020.

PUBLISHED OR POSTED this ____ day of _____, 2020.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah Code Annotated §10-3-713, 1953 as amended, I, the Town Clerk of Huntsville Town, hereby certify that foregoing Ordinance was duly passed and published or posted at: 1) Town Hall, 2) _____, and 3) _____ on the above referenced dates.

Town Clerk

DATE: _____