

RESOLUTION NO. \_\_\_\_\_

DATE: \_\_\_\_\_

**A RESOLUTION OF THE SALT LAKE  
COUNTY COUNCIL CONDITIONALLY AGREEING TO THE  
CREATION OF AN ISLAND FROM THE PROPOSED  
LARK AREA ANNEXATION BY SOUTH JORDAN CITY**

WHEREAS, South Jordan City was served with a notice of intent to file a petition to annex what the petition sponsor has titled the Lark Area Annexation, as shown on the map attached as Exhibit A, which if accepted by South Jordan City could lead to a portion of what is currently unincorporated Salt Lake County being annexed into South Jordan City; and

WHEREAS, the proposed annexation is being pursued under and controlled by Utah State Code Sections 10-2-401, *et seq.*; and

WHEREAS, currently, the proposed annexation would create an unincorporated island and pursuant to Utah Code Section 10-2-402(1)(b)(iii)(B), an unincorporated area may not be annexed to a municipality if the annexation will create an unincorporated island unless the County and municipality otherwise agree; and

WHEREAS, Herriman City has accepted an annexation petition titled the Rana Toro Annexation, as shown on the map attached as Exhibit B, that could successfully annex the island prior to or simultaneously with the effective date of the Lark Area Annexation and, thus, there would in fact not be an island created by the proposed Lark Area Annexation as illustrated on the map attached as Exhibit C showing the combined Lark Area and Rano Toro annexations; and

WHEREAS, the sponsors of the Lark Area Annexation assert that the Rana Toro Annexation will be completed before or simultaneously with the Lark Area Annexation; and

WHEREAS, although the County's consent may ultimately not be required because the proposed annexation may not result in the creation of an unincorporated island, the annexation process which is intended to allow all interested parties to review the proposed annexation to determine if it is lawful and has sufficient community support could be needlessly complicated due to questions regarding the County's consent;

NOW THEREFORE, BE IT RESOLVED, THAT:

Although the consent of Salt Lake County may ultimately not be required, to avoid any complications and uncertainty, Salt Lake County conditionally agrees to the creation of the unincorporated island shown in Exhibit A that would result if South Jordan City accepts, certifies, and approves, the proposed Lark Area Annexation and is otherwise able to meet the requirements of Utah State Code Sections 10-2-401, *et seq.*, and successfully annex the proposed annexation area. However, if Salt Lake County determines that Herriman City will be unable to successfully complete the Rana Toro Annexation and annex the unincorporated island before the Lark Area Annexation is scheduled to be finalized, Salt Lake County may, at its sole discretion, conduct a full review of the proposed annexation and withdraw its conditional consent to the creation of an unincorporated island.

[SIGNATURE PAGE FOLLOWS]

RESOLUTION NO. \_\_\_\_\_ APPROVED AND ADOPTED in Salt Lake City,  
Salt Lake County, Utah this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

SALT LAKE COUNTY COUNCIL

By: \_\_\_\_\_  
Chair

ATTEST:

\_\_\_\_\_  
Lannie Chapman, Salt Lake County Clerk

REVIEWED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Deputy District Attorney

VOTING

Council Member Alvord	_____
Council Member Bradley	_____
Council Member Bradshaw	_____
Council Member Granato	_____
Council Member Harrison	_____
Council Member Stewart	_____
Council Member Stringham	_____
Council Member Theodore	_____
Council Member Winder Newton	_____