

121 than 800 residents; and

122 ~~[(B)]~~ (ii) the municipality has provided one or more municipal-type services to the area
123 for at least one year; ~~[or]~~

124 ~~[(iii)-(A)]~~ (c) (i) the area consists of:

125 ~~[(F)]~~ (A) an unincorporated island within or an unincorporated peninsula contiguous to
126 the municipality; and

127 ~~[(H)]~~ (B) for an area outside of the county of the first class proposed for annexation, no
128 more than 50 acres; and

129 ~~[(B)]~~ (ii) the county in which the area is located, subject to Subsection ~~[(3)(b)]~~ (4)(b),
130 and the municipality agree that the area should be included within the municipality~~[-];~~ or

131 (d) (i) the area to be annexed consists ~~§~~→ only ←~~§~~ of one or more unincorporated islands
131a in a

132 county of the second class;

133 (ii) the area to be annexed is located in the expansion area of a municipality; and

134 (iii) the county legislative body in which the municipality is located provides notice to
135 each property owner within the area to be annexed that:

136 (A) the county legislative body will hold a public hearing, no less than 15 days after the
137 day on which the county legislative body provides the notice; and

138 (B) after the public hearing the county legislative body may make a recommendation of
139 annexation to the municipality whose expansion area includes the area to be annexed.

140 ~~[(b)]~~ (3) Notwithstanding Subsection 10-2-402(1)(b)(iii), a municipality may annex a
141 portion of an unincorporated island or unincorporated peninsula under this section, leaving
142 unincorporated the remainder of the unincorporated island or unincorporated peninsula, if:

143 ~~[(i)]~~ (a) in adopting the resolution under Subsection ~~[(4)(a)(i);]~~ (5)(a) the municipal
144 legislative body determines that not annexing the entire unincorporated island or
145 unincorporated peninsula is in the municipality's best interest; and

146 ~~[(ii)]~~ (b) for an annexation of one or more unincorporated islands under Subsection
147 ~~[(2)(a)(ii)]~~ (2)(b), the entire island of unincorporated area, of which a portion is being annexed,
148 complies with the requirement of Subsection ~~[(2)(a)(ii)(A)]~~ (2)(b)(i) relating to the number of
149 residents.

150 ~~[(3)]~~ (4) (a) This Subsection ~~[(3)]~~ (4) applies only to an annexation within a county of
151 the first class.