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& ALL OTHER NUMBERS IN UNINCORPORATED AREAS OF WEBER COUNTY

JON FRESTON
WEBER COUNTY RECORDER
DEPUTY *Gene Vaughn*

FILED VERIFIED
ENTERED MICROFILMED

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AN ORDINANCE CREATING AND ESTABLISHING A COUNTY SERVICE AREA; DESCRIBING AND ESTABLISHING BOUNDARIES OF SAID SERVICE AREA; SETTING FORTH THE TYPES OF SERVICE OR SERVICES TO BE PROVIDED IN THE AREA; PROVIDING THAT THE PAYMENT FOR SERVICES SHALL BE BY A PROPERTY TAX OR A SERVICE CHARGE OR A COMBINATION THEREOF; APPOINTING THE INITIAL BOARD OF TRUSTEES AND PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH.

FILED RECORDED FOR
Weber County

The Board of County Commissioners of the County of Weber ordains as follows:

That Weber County Ordinance 12-81 is enacted as follows:

That the Board of County Commissioners of Weber County (the Board) hereby finds, determines and declares that the public health, convenience and necessity requires the establishment of a County Service Area within Weber County (the County) for the purpose of providing essential fire protection services to property and persons in the unincorporated area of the County which services are not provided on a County-wide basis, and which services shall be paid for only by the property owners of the unincorporated areas, and

That to accomplish the foregoing purpose, the Board hereby creates a County Service Area within the County, the territory and jurisdiction of which shall include all of the unincorporated areas of Weber County, as permitted by and in accordance with the provisions of Title 17, Chapter 29, U.C.A., 1953, entitled "County Service Area Act" (the Act).

1. A County Service Area is hereby created in the entire unincorporated area of Weber County, which shall be named and known as Weber County Fire Protection Service Area No. 4 -FIRE PROTECTION (herein called the Service Area).

2. The Service Area shall include all the territory and area of Weber County which is not incorporated as a city or town, the boundaries of which shall coincide with the statutory boundaries of the County which are described as follows:

Statutory description of Weber County set forth in Section 17-1-32 U.C.A. 1953, as amended:

Beginning at the intersection of the summit of the Wasatch range north and east of the Ogden valley and the summit of the range separating the Bear Lake valley from the Cache valley, thence westerly to the Hot Springs near the county road north of Ogden along the summits of the Wasatch range and the spur range terminating at said Hot Springs; thence west to the line between ranges 3 and 4 west; thence southwesterly in a straight line to the middle point of a line drawn from a point on the east shore of Great Salt Lake west of the middle of the channel of the Weber river north of the northwest corner of Kingston's fort to a point on the west shore of said lake at latitude 41 degrees north; thence northeasterly along said last described line to the east shore of Great Salt Lake; thence east to the middle of the channel of the Weber river; thence up the middle of said channel to a point where crossed by the summit line of the Wasatch range; thence northeasterly along the summit of said range around the headwaters of the Ogden river to the point of beginning.

There shall be excluded from the foregoing description the territorial area of each of the incorporated cities and towns of the County as the boundaries of such cities and towns exist and are recorded on the date of the adoption of this Ordinance.

3. The Service Area shall be empowered to and shall have the authority to provide fire protection services within the territory of the Service Area as and to the extent they are deemed necessary or desirable by the governing body thereof. The foregoing services may be provided through facilities or systems acquired for that purpose through construction, purchase, gift, or condemnation or any combination of the foregoing means, or by any other means available to County Service Area as provided by law. The acquisition of facilities, systems and property may include the appurtenances thereof and may be for partial or joint ownership interests therein.

4. The governing authority of the Service Area may levy taxes upon all taxable property within the Service area sufficient to pay for all such fire protection services, or will collect periodic fees or service charges from the users of such services within

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the service area, or combine property taxes and periodic fees or service charges. All taxes levied for the Service Area shall be properly authorized in accordance with law and shall be in addition to all other taxes levied by the County or by any other public corporation, district or political subdivision located in the Service Area. The governing authority of the Service Area shall have the authority to adopt such regulations as are necessary to assure the proper collection and enforcement of any and all fees and charges imposed and taxes levied.

5. The Service Area shall be a separate political and administrative subdivision of the County and shall have the rights, powers and authority granted to the Service Area as provided by law.

6. The governing body of the Service Area shall be a Board of Trustees consisting of six (6) members who shall supervise and control all of the activities thereof; the initial Trustees shall be as follows and shall serve terms, as hereinafter designated, of two (2), four (4) and six (6) years from the 1st Monday in January next following their appointment, pursuant to Title 17, Chapter 29, Section 10.1(3) U.C.A., 1953:

<u>NAME OF TRUSTEE</u>	<u>TERM OF APPOINTMENT</u>
Greg W. Haws	2 years
Paul V. Skeen	2 years
Ronald R. Smout	4 years
Scott W. Hadley	4 years
Philip E. Wright	6 years
Fredrick "Buck" Froerer 3rd	6 years

7. No part of the Service Area described herein is included within the boundaries of any incorporated city or town and no territory of the Service Area is included within the boundaries of any improvement district or special service district of the County

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which has been established for the purpose of providing the same services to be supplied by this Service Area.

8. The officers and employees of Weber County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this ordinance.



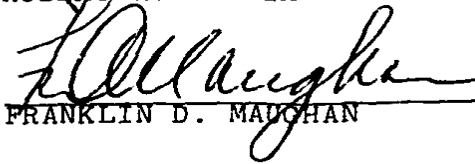
9. If any one or more sections, sentences, clauses or parts of this Ordinance shall for any reason be held inapplicable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, but shall be confined in its operation to the specific sections, sentences, clauses or parts hereof held inapplicable or invalid. The inapplicability or invalidity of any section, sentence, clause or part of this Ordinance in any one or more instances shall not affect or prejudice in any way the applicability or validity of this Ordinance in any other instance.

10. All ordinances and regulations of the County of Weber which may be inconsistent or in conflict with this Ordinance are hereby repealed to the extent only of such conflict or inconsistency. This repealer shall not be construed to revive any ordinance or regulation, or part thereof, heretofore repealed.

11. In the opinion of the Board of County Commissioners of Weber County, Utah, a public emergency exists in connection with the matters in this Ordinance contained, and it is necessary for the preservation of the health and general welfare of Weber County and the inhabitants of Weber County that this Ordinance become effective immediately upon its publication in one issue of the Ogden Standard Examiner.

PASSED AND ADOPTED this 21st day of December, 1981.

BOARD OF WEBER COUNTY COMMISSIONERS


BOYD K. STOREY, Chairman

ROBERT A. HUNTER

FRANKLIN D. MAUGHAN

ATTEST:
WENDELL HANSEN

By: 
Deputy Clerk