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E# 1867804 BK2254 PG325  
DOUG CROFTS, WEBER COUNTY RECORDER  
13-AUG-02 9:58 AM FEE \$0.00 DEP JKC  
REC FOR: WEBER.COUNTY.CLERK

AN ORDINANCE CREATING AND ESTABLISHING A WEBER COUNTY SERVICE AREA: DESCRIBING AND ESTABLISHING THE 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

12560

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

That Weber County Ordinance 21-78 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 extended services to County property owners in industrial growth sections 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 said sections 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 certain parts of the unincorporated areas of Weber County which are subject to industrial growth development pressures, 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 designated industrial growth areas in the unincorporated area of Weber County, which shall be named and known as Weber County Industrial Service Area No. 1 (herein called the Service Area).

2. The Service Area shall include those parts of the territory of the unincorporated area of Weber County, Utah which has been designated as an industrial growth development area and which is described with particularity as follows:

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A parcel of land lying in Township 6 North, Range 3 West, Salt Lake Base & Meridian, U.S. Survey. Beginning at the SW Corner of Section 18 and running thence North 1352 feet; East 466.69 feet; North 466.69 feet; West 466.69 feet; North 134.31 feet; East 200.0 feet; North 200.0 feet; East 30.0 feet; North 457.0 feet; West 200.0 feet; South 457.0 feet; West 30.0 feet; North 472.0 feet to the NW Corner of Lot 3; thence North to the SW Corner of Section 7; thence North 1320 feet more or less to the NW Corner of the SW 1/4 of the SW 1/4 of Section 7; thence East to the NE Corner of the SW 1/4 of the SE 1/4 of Section 7; thence North to the NW Corner of SE 1/4 of NE 1/4 of Section 6; thence East to the NE Corner of SE 1/4 of NE 1/4 of Section 6; thence North to the NE Corner of Section 6; thence East to the NE Corner of Section 5; thence South to the SE Corner of Section 5; thence East to the NE Corner of Section 9; thence South to the SE Corner of Section 9; thence East to the NE Corner of Section 14; thence South to the SE Corner of the NE 1/4 of NE 1/4 of Section 14; thence West to the NW Corner of SW 1/4 of NE 1/4 of Section 14; thence South to the SW Corner of the SW 1/4 of NE 1/4 of Section 14; thence West to the SW Corner of SE 1/4 of NW 1/4 of Section 14; thence South to the SW Corner of NE 1/4 of SW 1/4 of Section 14; thence West to the SW Corner of NW 1/4 of SW 1/4 of Section 14; thence North to the SW Corner of the SE 1/4 of NE 1/4 of Section 15; thence West to the SW Corner of NW 1/4 of NE 1/4 of Section 15; thence South to the South Quarter Corner of Section 15; thence West 57 feet; thence North 214.43 feet; thence West 250 feet; thence South 214.43 feet; thence West 1048.6 feet to the SW Corner of the SE 1/4 of SW 1/4 of Section 15; thence North to the SW Corner of NE 1/4 of NW 1/4 of Section 15; thence West to the SW Corner of NW 1/4 of NW 1/4 of Section 15; thence South to the SW Corner of Section 15; thence East to the NE Corner of the NW 1/4 of NW 1/4 of Section 22; thence South to the South Right-of-way line of the Southern Pacific Rail Road; thence East along the Right-of-way line to the East 40 Acre line of Section 22; thence South to the SW Corner of SE 1/4 of NE 1/4 of Section 27; thence East to the East Quarter Corner of Section 27; thence South to the shore line of the Great Salt Lake in 1858 a distance of 3500 feet more or less; thence North Westerly along said shore line to the West Section line of Section 27 at a point which is 2300 feet more or less South of the NW Corner of Section 27; thence North to the NW Corner of Section 27; thence West along the South section line of Section 21 and Section 20 to the shore line of Great Salt Lake in 1858; thence North Westerly along the said shore line to the West section line of Section 20; thence North to the South Right-of-way line of the Southern Pacific Rail Road; thence East along said Right-of-way line to a point 1195 feet East of the Quarter Section line of Section 20; thence North to the North Section line of Section 20; thence West to the Point of Beginning.

- 10-032-0001, 0006, 0016 *W*
  - 10-033-0001, 0002, 0008
  - 10-037-0002, 0020, 0021, 0022, 0027, 0030
  - 10-078-0001, 0002, 0003
  - 10-091-0001, 0002, 0003
  - 10-036-0001
  - 10-043-0010, 0032
  - 10-048-0002, 0007
  - 10-042-0001, 0002, 0003, 0004
  - 10-041-0001, 0012, 0013, 0015
  - 10-038-0001, 0002, 0003, 0004, 0005, 0010, 0011, 0012, 0013, 0014
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- 10-039-0003, 0004, 0005, 0008

3. The Service Area shall be empowered to and shall have the authority to provide any or all of the following services within the territory of the Service Area as and to the extent they are deemed necessary or desirable by the governing body thereof, to-wit: (1) culinary or irrigation water retail service, (2) sewers, sewage and storm water treatment and disposal. The foregoing service or 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 Areas 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 services, or will collect periodic fees or service charges from the users of such services within 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 Five 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, Four and Six years from the 1st Monday in January next following their appointment:

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NAME OF TRUSTEE

TERM OF APPOINTMENT

Dudly Dado  
William Grear  
Lester Weber  
Sam Worcester  
Douglas Hunt

7. No part of the Service Area described herein is included within the boundaries of any city or town and no territory of the District is included within the boundaries of any improvement district or special service district of the County which has been established for the purpose of providing the same services proposed to be supplied by this Service Area.

8. At the public hearing, or prior thereto, no protests against the establishment of the Service Area were made orally or in writing by any interested person. However, it was called to the attention of the Board of County Commissioners that the following described real property situated within the proposed Service Area would not be benefited by inclusion in the Service Area and should be excluded therefrom:

SE 1/4 of NE 1/4 of Section 27 in Township  
6 North, Range 3 West, Salt Lake Base &  
Meridian, U. S. Survey.

That therefor said real property has been excluded from the Service Area.

9. 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.

10. 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 in-

applicability 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.

11. 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.

APPROVED AND PASSED this 8<sup>th</sup> day of August, 1978.

BOARD OF COUNTY COMMISSIONERS  
OF WEBER COUNTY

*Joerg Hurd*  
CHAIRMAN

ATTEST:

*Wendell L. Hansen*

WENDELL L. HANSEN  
Weber County Clerk



I HEREBY CERTIFY THAT THIS IS A TRUE COPY  
OF THE ORIGINAL ON FILE IN MY OFFICE

DATED THIS 13<sup>th</sup> DAY OF Aug, 2002  
Linda G. Luncford, County Clerk / Auditor  
BY Fatima Blackford DEPUTY