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**CLINTON CITY
SANITARY SEWER SPECIAL SERVICE DISTRICT
RESOLUTION NO. 03 - 01SSD**

**ESTABLISHING AND PROVIDING FOR THE GOVERNANCE
OF A
SPECIAL SERVICE DISTRICT
TO PROVIDE
SANITARY SEWER SERVICES**

WHEREAS: the Clinton City Council has annexed into and has within the Corporate limits of the City property that requires the development of a sanitary sewer system that may only be served by means of a sanitary sewer lift station; and

WHEREAS: the Clinton City Council upon declaring that the public health, convenience and necessity requires the development of a special service district to maintain and operate the sanitary sewer system and sanitary sewer lift station; and

WHEREAS: property owners within the area to be serviced by the special service district have petitioned the City proposing the establishment of this special service district; and

WHEREAS: having found that the property requested to be included in the special service district is not contained in any other county, municipality, and/or special service district providing the service proposed to be provided by this special service district.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CLINTON CITY, COUNTY OF DAVIS, STATE OF UTAH, AS FOLLOWS:

SECTION 1: That the Clinton City Sanitary Sewer Special Service District is hereby established.

SECTION 2: That the following described real property is hereby incorporated into the Clinton City Sanitary Sewer Special Service District.

A part of the Southwest Quarter of Section 20, the Southeast Quarter of Section 20, the Northwest Quarter of Section 29, Northeast Quarter of Section 29 and the Northeast Quarter of Section 30, Township 5 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey:

Beginning at a point South 0°04'13" West 1322.39 Feet along the Quarter Section line from the Southeast corner of the Southwest ¼ of said Section 20 said point being the

14-029-0031, 0021, 0014, 0032, 0027
14-038-0029, 0022, 0020, 0033, 0036, 0035, 0068, 0064, 0066
14-030-0023, 0024, 0021
13-047-0015, 0016

existing West Point City Corporate limits; Running Thence North 89°59'31" West 2594.94 Feet along said Corporate limits; Thence North 0°00'52" East 73.25 Feet; Thence North 89°59'08" West 1354.99 Feet; Thence northeasterly along the arc of a 2635.30 foot radius curve to the right a distance of 1194.64 Feet (Long Chord bears North 13°00'24" East 1184.44 Feet); Thence North 25°59'16" East 104.94 Feet to the North line of said Section 30; Thence East 1012.36 Feet to the Southeast corner of said Section 19; Thence North 0°04'59" West 2040.70 Feet to the County line; Thence South 89°54'41" East 5279.20 Feet along said County line to the West line of the Southeast Quarter of said Section 20; Thence South 702.90 Feet along said section line, more or less to the Northeast corner of lot 30 Gentry Farms Phase No. 3 a PRUD; Thence North 89°45'16" West 796.13 along the North boundary of said Gentry Farms Phase No. 3; Thence South 333.91 Feet; Thence West 140.09 Feet; Thence South 380.00 Feet to the north boundary of lot 16 Gentry Farms Phase No. 2; Thence West 66.00 Feet to the Northwest corner of said lot 16; Thence South 264.00 Feet; Thence West 330.00 Feet; Thence North 7.00 Feet; Thence West 308.52 Feet to the Northwest corner of lot 24 of Gentry Farms Subdivision Phase No. 2; Thence South 370.00 Feet to the South boundary of said Section 20; Thence East 312.71 Feet to the extended West property line of lot 10 Gentry Farms Phase No. 1 a PRUD; Thence South 1127.77 to the Southwest corner of said lot 10; Thence Southwesterly along the boundary of the Layton Canal 131.80 Feet more or less to the south boundary of property owned by Davis County Corporation serving as a storm channel; Thence West 1225.00 more or less to the Point of Beginning.

Contains 365.168 acres

[§17A-2-1305.(1)]

SECTION 3: That the supervising authority over all activities of the District shall be the Clinton City Council and as such has the authority to impose ordinances and resolutions upon the District and as such establishes that the Clinton City Code of Revised Ordinances applies to the District and that all future ordinances shall be maintained within the Clinton City Code of Revised Ordinances.

[§17A-2-305.(c)(i) §17A-2-1313.(1)&(2)]

SECTION 4: That the services to be provided by the Clinton City Sanitary Sewer Special Service District (Sewer Service District or District) shall include: *[§17A-2-1305.(1)]*

1. The Clinton City Council shall be the governing authority having supervisory authority over all activities of the District.
2. Operation and maintenance of one or more sanitary sewer lift stations, or equivalent as necessary to deliver sewerage from the District to a North Davis County Sewer District trunk line.
3. Maintenance of all mains and trunk lines in the District specifically approved and accepted by the Clinton City Council.

4. Establish and administer fees associated with the operation and maintenance of the District and assess established fees against properties within the District.
5. Administrative services associated with regulation, book keeping, financial obligations and other associated functions.
6. Development and maintenance of a separate enterprise fund within the Clinton City Budget for the administration of fees collected and appropriate operation of the District.
7. Contract with Clinton City Corporation or otherwise provide all administration, materials, machinery, and labor necessary to carry out the functions associated with the services outlined herein.

SECTION 5: That the Clinton City Council delegates administrative control over the operation of the District to the Office of City Manager of Clinton City as outlined in the Clinton City Code of Revised Ordinances. [§17A-2-1313.(2)]

SECTION 6: That the District maintains all rights, duties, and obligations as outlined in Utah State Code Unannotated Title 17A, Chapter 2, Part 13.

SECTION 7: That this Resolution should be recorded against all property within the District at the Davis County Recorder's Office.

SECTION 8: Effective Date. Pending no protest as outlined in Utah State Code Unannotated §17A-2-1309 this resolution shall go into effect at the expiration of the 15th day after publication or posting.

Passed, effective, and adopted; and ordered posted by the City Council of the City of Clinton, Utah, this 28th day of October, 2003.

L. Mitch Adams

 MAYOR L. MITCH ADAMS



ATTEST:

Dennis W. Cluff

 DENNIS W. CLUFF, CITY RECORDER

October 29, 2003

 DATE POSTED