

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from the OGDEN VALLEY PARKS SERVICE AREA, dated December 18<sup>th</sup>, 2017, complying with Section 17B-1-414, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the OGDEN VALLEY PARKS SERVICE AREA located in Weber County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 27<sup>th</sup> day of December, 2017 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "Spencer J. Cox".

SPENCER J. COX  
Lieutenant Governor

RESOLUTION <sup>1</sup>  
OF  
OGDEN VALLEY PARKS SERVICE AREA  
(Resolution ~~#~~ 5)  
APPROVING AN ADJUSTMENT OF THE DISTRICTS BOUNDARY

WHEREAS, the Ogden Valley Parks Service Area ("Ogden Valley") provides parks and recreation services to a portion of the area in Weber County commonly known as the Ogden Valley; and

WHEREAS, the Service Area recently adjusted its common boundary with Eden Park Service District ("Eden Park"), which provided parks and recreation services to a different portion of the Ogden Valley area, in order that Ogden Valley would effectively take over the entire service area of Eden Park, resulting in a "merger" of the two districts;

WHEREAS, the Service Area and the County have concluded that it is in the best interest of the Service Area, the County, and the property owners and residents of the Ogden Valley area for remaining unincorporated areas of the Ogden Valley, which are currently not within the boundary of any parks and recreation district, and which is described in attached Exhibit "A" (the "Affected Area"), to be annexed into the Service Area;

WHEREAS, Utah Code Ann. § 17B-1-403(1)(b) provides that the process to initiate an annexation into a local district may be initiated by a resolution adopted by the legislative body of the county whose unincorporated area includes the area proposed to be annexed;

WHEREAS, a Resolution of Weber County to Initiate the Annexation of Unincorporated Areas of Weber County into the Ogden Valley Parks Service Area was adopted by the Weber County Council;

WHEREAS, Ogden Valley has held a public hearing on the proposed adjustment of Ogden Valley's boundary to include the Affected Area after having provided public notice as required by law; and

WHEREAS, an insufficient number of protests to the boundary adjustment have been filed by owners of private land within the affected area or by registered voters residing within the Affected Area; and

WHEREAS, all statutory requirements preparatory to the adoption of this Joint Resolution have been satisfied; and

WHEREAS, the Ogden Valley Board of Trustees, after having considered any comments made at the joint public hearing and the reasons for the proposed boundary adjustment deem it to be in the best interests of Ogden Valley and the residents, and the owners of the Affected Area, for the Affected Area to be annexed as part of Ogden Valley.

NOW, THEREFORE, BE IT RESOLVED and enacted by the Ogden Valley Parks Service Area Board of Trustees as follows:

1. That this Resolution is adopted the Ogden Valley Board for the purpose of fulfilling and complying with the requirements of Utah Code Ann. § 17B-1-414 relating to adjusting the boundary of Ogden Valley.
2. That the Board of Trustees of Ogden Valley has determined and hereby does determine the proposed boundary adjustment to be equitable and necessary under the circumstances.
3. That the proposed boundary adjustment, which will annex the Affected Area into Ogden Valley is hereby approved, with the boundary adjustment to be effective upon the Lieutenant Governor's issuance of a certificate of boundary adjustment under Utah Code Ann. §§ 17B-1-417(7) and 67-1a-6.5.
4. That, from and after the effective date of this boundary adjustment, the Affected area shall be Annexed to and be part of the Ogden Valley Parks Service Area.
5. That the Chair of the Ogden Valley Board of Trustees, acting for the Board, shall be and hereby is authorized and instructed to issue a written notice of the boundary adjustment (the "notice of impending boundary action") for delivery to the Lieutenant Governor, including a certification by the Ogden Valley Board of Trustees that all requirements for the boundary adjustment have been complied with.
6. That, after the Lieutenant Governor has issued the certificate of boundary adjustment to Ogden Valley, the Chair of the Ogden Valley Board of Trustees or Ogden Valley's General Manager is instructed to submit to the Weber County Recorder for recordation the following documents: the original notice of impending boundary action; the certificate of boundary adjustment issued by the Lieutenant Governor; an approved final local entity plat; and a certified copy of this Joint Resolution. After those documents have been recorded, Ogden Valley may levy and collect a property tax on the affected area and may otherwise proceed as allowed by Utah Code Ann. §§ 17B-1-417(7) and 59-2-305.5(2).
7. That this Resolution has been placed on the agenda of meeting of the Board of Trustees of Ogden Valley and this action is taken in compliance with the Utah Open and Public Meetings Act.
8. That this Joint Resolution shall take effect upon its approval and adoption by Ogden Valley, but the annexation shall not be complete until the Lieutenant Governor issues a certificate of boundary adjustment as provided in paragraph 3 above and Ogden Valley may not assess a property tax against the affected area until the recordings referenced in paragraph 6 above have been completed.

Approved and passed by the Board of Trustees of the Ogden Valley Parks Service Area on the date set forth below.

OGDEN VALLEY PARKS SERVICE AREA

Date: 12/18/17

By: *Deann Bailey*  
Chair

ATTEST:

*Julie Rhoads*  
Secretary

**EXHIBIT "A"**  
**(Legal description of Affected Area to be attached)**

4844-4961-3106, v. 2

WEBER COUNTY RESOLUTION NO. 43-2017

10-17

A RESOLUTION TO INITIATE THE ANNEXATION OF UNINCORPORATED AREAS  
OF WEBER COUNTY INTO THE  
OGDEN VALLEY PARKS SERVICE AREA

WHEREAS, Weber County is referred to herein as the "County;" and

WHEREAS, Ogden Valley Parks Service Area (the "Service Area") provides parks and recreation services to a portion of the area in Weber County commonly known as the Ogden Valley;

WHEREAS, the Service Area recently adjusted its common boundary with Eden Park Service District ("Eden Park"), which provided parks and recreation services to a different portion of the Ogden Valley area, in order that Ogden Valley would effectively take over the entire service area of Eden Park, resulting in a "merger" of the two districts;

WHEREAS, the Service Area and the County have concluded that it is in the best interest of the Service Area, the County, and the property owners and residents of the Ogden Valley area for remaining unincorporated areas of the Ogden Valley, which are currently not within the boundary of any parks and recreation district, to be annexed into the Service Area;

WHEREAS, Utah Code Ann. § 17B-1-403(1)(b) provides that the process to initiate an annexation into a local district may be initiated by a resolution adopted by the legislative body of the county whose unincorporated area includes the area proposed to be annexed; and

WHEREAS, having considered the matter, the Weber County Commission has concluded that it may be in the best interest of the Service Area, the County, and of the property owners and residents in the affected area of Ogden Valley for the remaining unincorporated areas of the Ogden Valley which are currently not within the boundary of any parks and recreation district, to be annexed into the Service Area, in accordance with the requirements of Utah Code Ann. § 17B-1-403(1)(b).

NOW, THEREFORE, BE IT RESOLVED and enacted by the Weber County Commission as follows:

- 1) That, for the reasons stated in the foregoing recitals, it is proposed that the real property described and otherwise identified in attached Exhibit "A," which is incorporated herein by this reference (the "Affected Area"), be annexed into and become part of the Service Area. A map of the boundaries of the Affected Area is attached as Exhibit "B." which is incorporated by this reference.
- 2) That this Resolution is adopted by the Weber County Commission for the purpose of fulfilling and complying with the requirements of Utah Code Ann. § 17B-1-403(1)(b) to initiate the statutory procedure for annexing the Affected Area;
- 3) That within five days after adopting this Resolution, a copy of this Resolution be mailed or delivered to the Board of Trustees of the Service Area, for the Service Area to

complete the statutory steps necessary to effectuate the annexation, including holding a public hearing on the proposed annexation pursuant to Utah Code Ann. § 17B-1-409 within 45 days, allowing for a 30-day protest period pursuant to Utah Code Ann. § 17B-1-412, and, if an insufficient number of protests are filed, adopting a resolution approving the annexation pursuant to Utah Code Ann. § 17B-1-414.

4) That this Joint Resolution has been placed on the agenda of a Weber County Commission meeting and this action is taken in compliance with the Utah Open and Public Meetings Act.

5) That this Joint Resolution shall take effect immediately when it has been approved by the Weber County Commission in accordance with the dates set forth below.

Approved and passed by the Weber County Commission on the dates set forth below.

**BOARD OF COUNTY COMMISSIONERS OF  
WEBER COUNTY**

Date: October 17, 2017

By:   
James Ebert, Chair

Commissioner Ebert voted:            aye  
Commissioner Gibson voted:        aye  
Commissioner Harvey Voted:        aye

ATTEST:

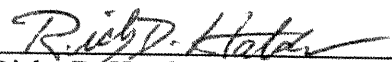
  
Ricky D. Hatch, CPA  
Weber County Clerk/Auditor

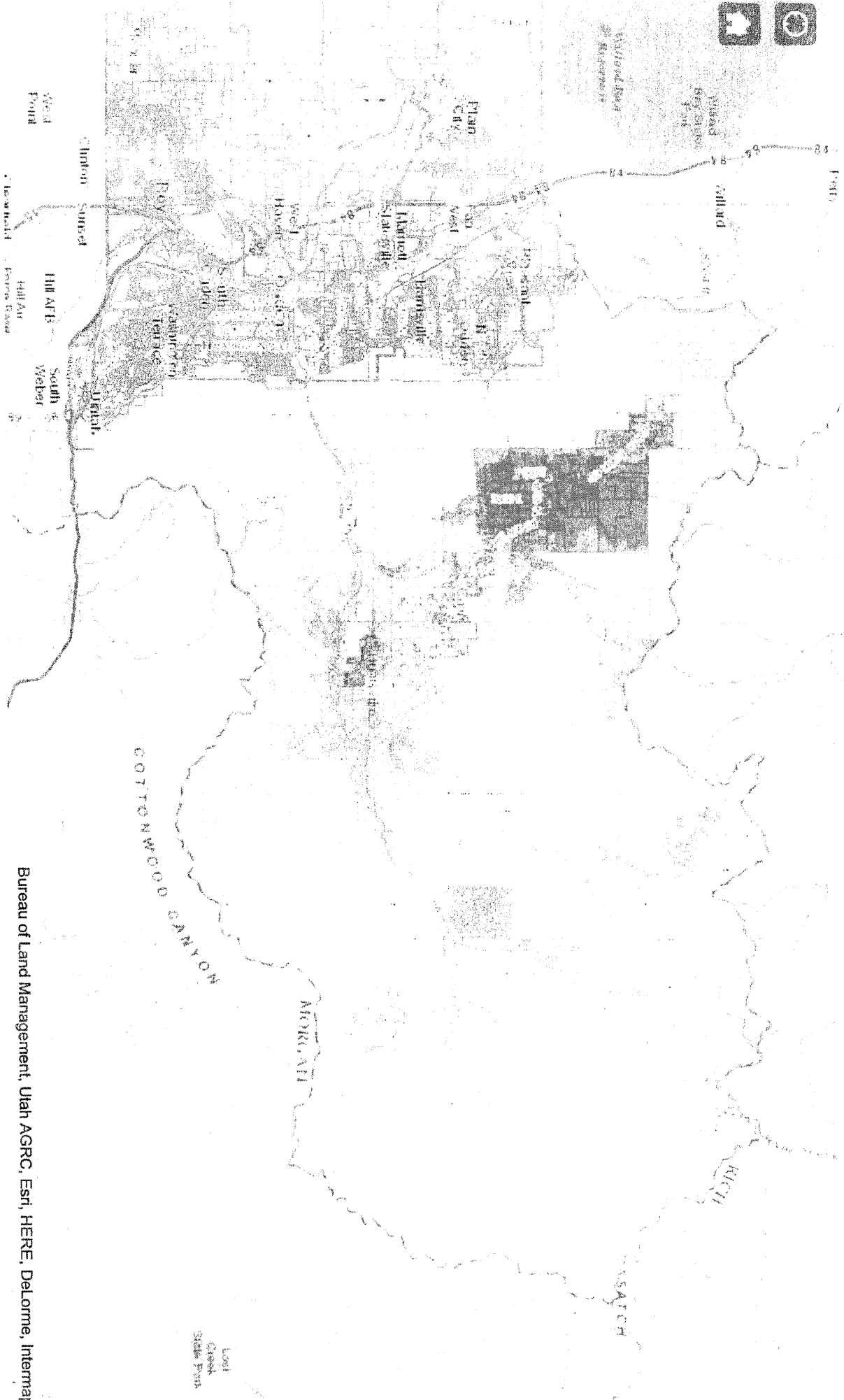
EXHIBIT A  
AFFECTED AREA DESCRIPTION

ALL OF UNINCORPORATED WEBER COUNTY (EXCLUDING HUNTSVILLE TOWN) IN OGDEN VALLEY NOT CURRENTLY IN EITHER THE OGDEN VALLEY PARKS SERVICE AREA (FORMERLY WEBER COUNTY SERVICE AREA 5 – LIBERTY PARK) OR EDEN PARK SERVICE AREA.

GENERALLY THE AREA EAST OF THE WEST RIDGELINE SEPARATING OGDEN VALLEY FROM THE MUNICIPALITIES OF PLEASANT VIEW, NORTH OGDEN, OGDEN, SOUTH OGDEN AND UINTAH FROM THE NORTHERN AND NORTHWESTERN COUNTY LINE BETWEEN WEBER COUNTY AND BOX ELDER AND CACHE COUNTIES, THE NORTH EASTERN COUNTY LINE BETWEEN WEBER COUNTY AND RICH COUNTY, AND THE EASTERN AND SOUTHERN COUNTY LINE BETWEEN WEBER COUNTY AND MORGAN COUNTY.



EXHIBIT B  
MAP OF AFFECTED AREA

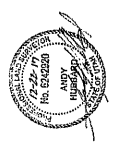
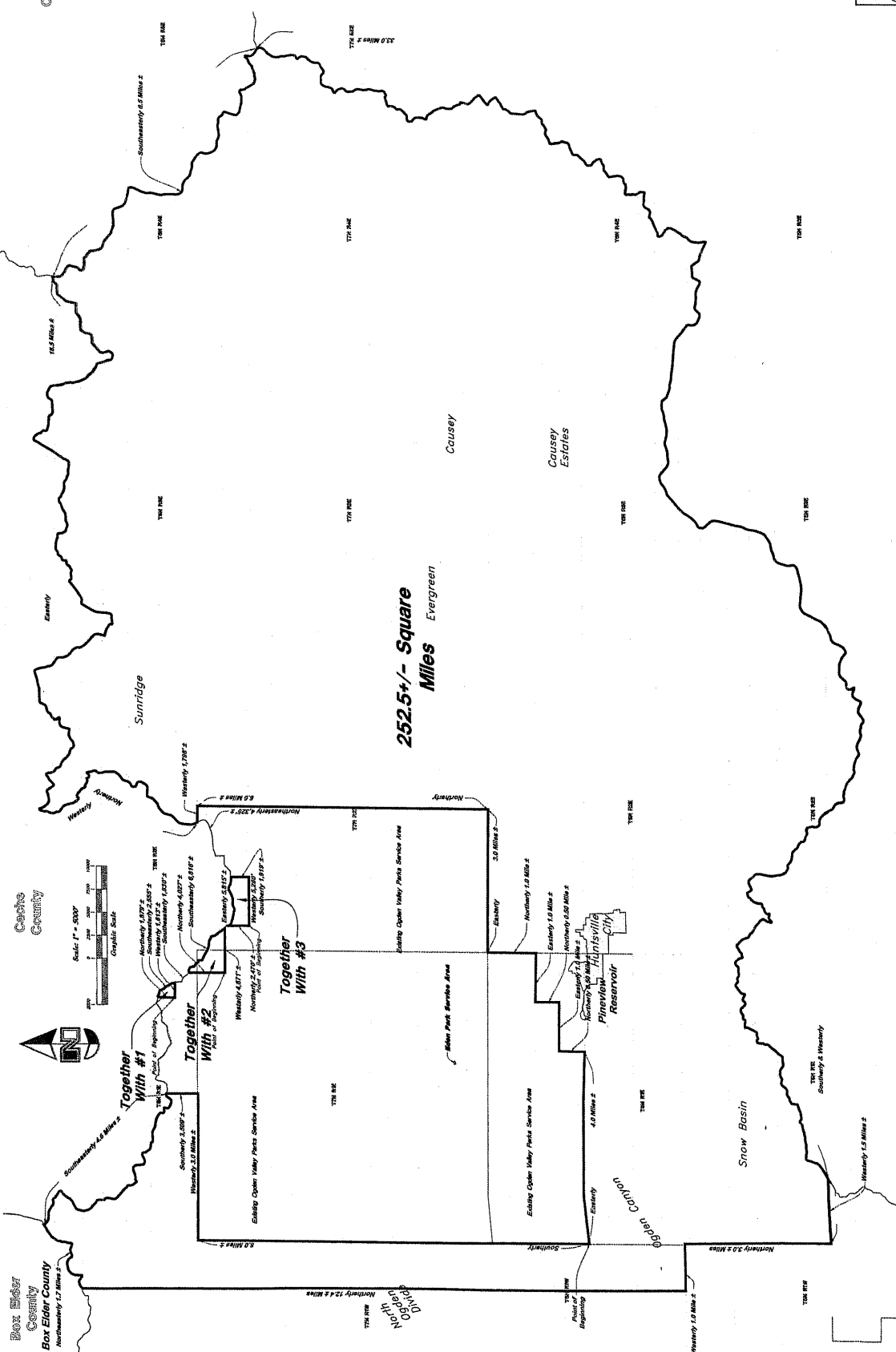


Bureau of Land Management, Utah AGRC, Esri, HERE, DeLorme, Intermap,





**Plat of Addition to the Ogden Valley Parks Service Area - Ordinance #**  
 A part of T6N R1W, T7N R1W, T8N R1W, T9N R1E, T6N R2E, T7N R2E, T8N R2E, T9N R2E, T6N R3E, T7N R3E, T8N R3E, T9N R3E, T6N R4E, T7N R4E, T8N R4E, T9N R4E, T6N R5E, T7N R5E, T8N R5E, T9N R5E, S16E6M  
 Weber County, Utah  
 December, 2017



2 of 2  
 WEBER COUNTY RECORDER JAC HAS  
 DATE FILED FOR RECORD AND  
 RECORDED BY BOOK \_\_\_\_\_ AT  
 RECORDS, PAGE \_\_\_\_\_, RECORDED  
 FOR \_\_\_\_\_  
 WEBER COUNTY RECORDER  
 SP: \_\_\_\_\_ 12/20/17

**GREAT BASIN ENGINEERS**  
 400 S. MAIN ST. SUITE 200  
 OGDEN, UT 84401  
 WWW.GREATBASINENGINEERS.COM