

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF CREATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the WESTERN WEBER PARK DISTRICT, dated July 11<sup>th</sup>, 2017, complying with Section 17B-1-215, 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 creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the WESTERN WEBER PARK DISTRICT, 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 26<sup>th</sup> day of July, 2017 at Salt Lake City, Utah.



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

SPENCER J. COX  
Lieutenant Governor

**NOTICE OF AN IMPENDING BOUNDARY ACTION**

Pursuant to the provisions of Utah Code Ann. §17B-1-215 and § 67-1a-6.5, Weber County ("County"), a body politic and political subdivision of the State of Utah, hereby gives notice to the Utah Lieutenant Governor that a petition has been submitted to the County to create a park district which would be named the Western Weber Park District. The petition has been certified by the County clerk pursuant to the requirements of Subsection 17B-1-209, 17B-1-203(b), 17B-1-205(1), and 17B-1-208. An election was held pursuant to the requirements of Subsection 17B-1-214, and the results were in favor of the creation of the district. Weber County hereby certifies that all of the legal requirements necessary for the creation of the Western Weber Park District have been completed.

Accompanying this Notice is a copy of the certified petition, a letter from the Utah State Retirement Office pursuant to Section 67-1a-6.5(3)(d), and a copy of an approved final local entity plat prepared and certified by a licensed surveyor and approved by the Weber County Surveyor consistent with §17- 23-20.

Dated this 11<sup>th</sup> day of July, 2017.

BOARD OF WEBER COUNTY  
COMMISSIONERS

*Jim Harvey*

James Ebert, Chair

*Jim Harvey, Vice Chair*

Commissioner Harvey voted *aye*

Commissioner Ebert voted *aye*

Commissioner Gibson voted *aye*

ATTEST

*Ricky Hatch*  
\_\_\_\_\_  
Ricky Hatch, County Clerk

**REGISTERED VOTER REQUEST FOR SERVICE/PETITION  
FOR CREATION OF A SERVICE AREA**

We, the undersigned, represent that we are registered voters within the boundaries of the area in Weber County, Utah which is described on attached Schedule A and is depicted on attached Schedule B which is a boundary map of the area (the "Applicable Area") and that the Applicable Area is located, in its entirety, in unincorporated Weber County, Utah. Each person signing this petition requests Weber County to provide a service consisting of the operation of parks and recreation facilities or services in the Applicable Area or, in the alternative, that a local district (specifically a service area) be created encompassing the Applicable Area to provide the desired service.

This Request for Service may be used as a Petition requesting the creation of a service area under Title 17B, Chapter 2a, Part 9 of the Utah Code should the Weber County Commission decline or be considered to have declined to provide the requested service. The service area is to be governed by a board of trustees that will be appointed by the Weber County Commission as provided in Utah Code Ann. § 17B-1-304. It is requested that the name of the service area be "Western Weber Park District". The creation of the service area is governed by Title 17B, Chapter 1, Part 2 of the Utah Code.

**NOTICE TO SIGNERS: A SIGNATURE ON THIS REQUEST, UNLESS THE SIGNER FILES A WRITTEN WITHDRAWAL OF THE SIGNATURE WITH THE WEBER COUNTY CLERK BEFORE THIS DOCUMENT IS FILED WITH THE WEBER COUNTY CLERK AS A PETITION, WILL ALSO BE USED FOR PURPOSES OF AND CONSTITUTE A PETITION TO CREATE A LOCAL DISTRICT.**

As required by Utah Code Ann. § 17B-1-205(1)(j), the following signer(s) of this Request/Petition is/are hereby designated a sponsors (one must be named and no more than five sponsors may be named), with the first designated sponsor to serve as the contact sponsor.

Office Use Only	Contact Sponsor's Printed Name (must be legible to be counted)	Signature	Birth Date or Age (optional)	Street Address, City, Zip Code
	Brent Fowers	<i>Brent Fowers</i>	11/30/42	4390 W. 1400 So. Ogden

Office Use Only	Other Sponsor's Printed Name (must be legible to be counted)	Signature	Birth Date or Age (optional)	Street Address, City, Zip Code
	Lee Heslop	<i>Lee Heslop</i>	4-17-91	4885 W. 1600 S.
	Kathleen Vermeulen	<i>Kathleen Vermeulen</i>	6-16-57	4605 W

**SCHEDULE A**  
**DESCRIPTION OF APPLICABLE AREA**

The Applicable Area is located in Weber County, Utah and is more particularly described as follows:

*A part of Townships 5N2W, 6N2W, 6N3W, 6N4W, 7N2W, and 7N3W, Salt Lake Base and Meridian, in Weber County, Utah*

BEGINNING at the Northwest corner of the corporate city limits of Hooper City, said point being at a point on the county boundary between Box Elder and Weber County;

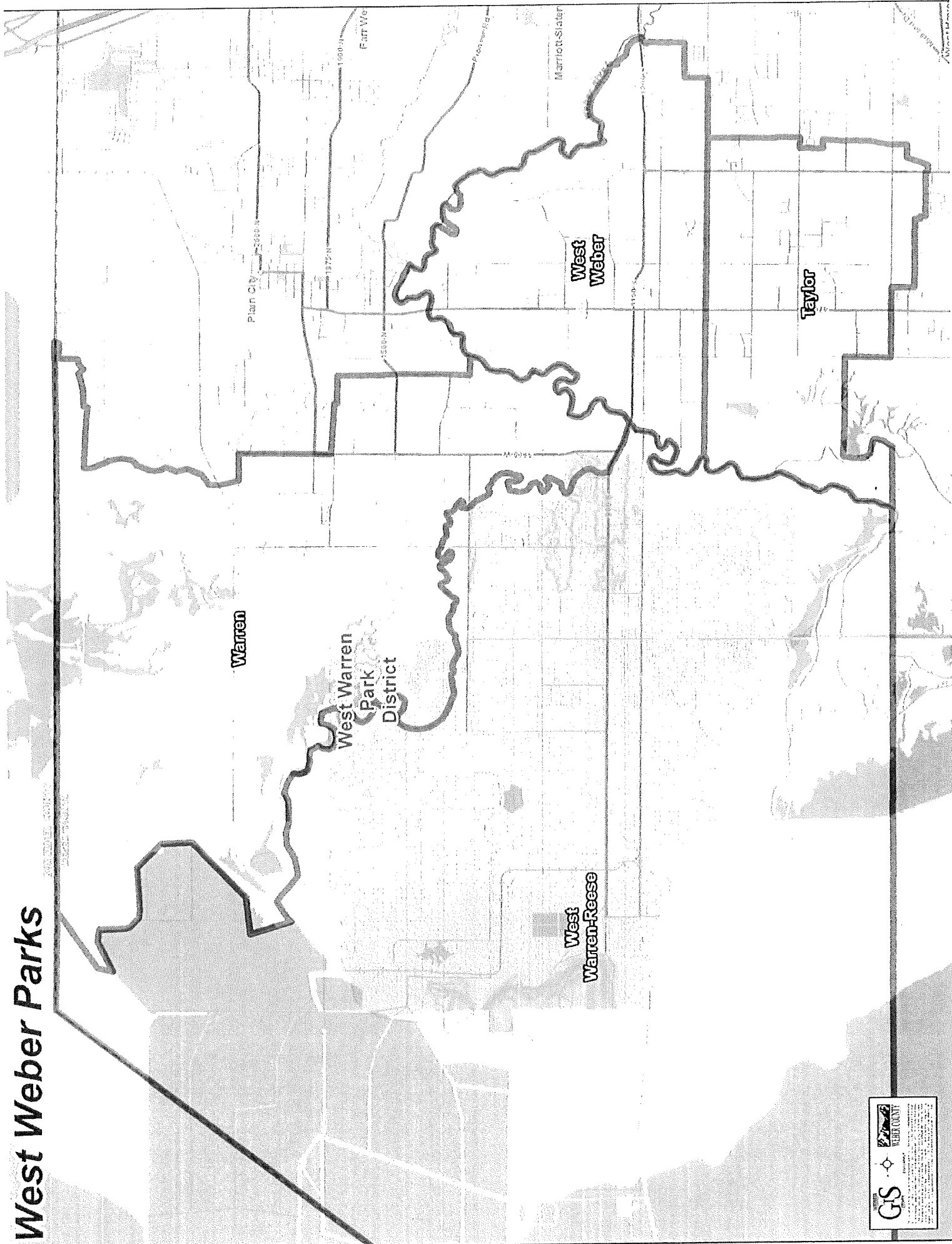
RUNNING thence Easterly, along the corporate city limits of Hooper City to the intersection of the corporate city limits of Hooper City and the corporate city limits of West Haven; thence Easterly and Northeasterly, along the corporate city limits of West Haven to the intersection of the corporate city limits of West Haven and the corporate city limits of Marriott-Slaterville City; thence Northwesterly, along the corporate city limits of Marriott-Slaterville to the intersection of the corporate city limits of Marriott-Slaterville and the corporate city limits of Plain City; thence Westerly and Northerly, along the corporate city limits of Plain City to the intersection of the corporate city limits of Plain City and the county boundary line between Box Elder County and Weber County; thence Westerly and Southwesterly, along the county boundary line between Box Elder County and Weber County to the point of beginning.

EXEPTING therefrom Weber County Service area No. 5, West Warren Park, more particularly described as follows:

BEGINNING at the North West corner of Section 2 Township 6 North, Range 3 West, Thence West 4 miles along the Township line to the North West corner of Section 6; then south 3.5 miles along the township line to the West quarter corner of Section 19; thence southeasterly to the Southwest corner of Section 26; thence East 1.5 miles to the South quarter corner of Section 25, thence North 1.5 miles to the center of Section 24, thence East 0.5 miles to the East quarter corner of Section 14, thence North 1.0 miles to the East quarter corner of Section 13, thence West 0.5 miles to the center of Section 13, thence North 1.0 miles to the center of Section 12, thence West 1.5 miles to the West quarter corner of Section 11, thence North 1.5 miles to the point of beginning.

**SCHEDULE B**  
**MAP SHOWING THE BOUNDARIES OF THE**  
**APPLICABLE AREA**

# West Weber Parks



WEBER COUNTY CLERK/AUDITOR – ELECTIONS OFFICE

www.WeberElections.com



**WEBER COUNTY**

Ricky D. Hatch, CPA  
Clerk/Auditor

February 22, 2017

The Weber County Clerk/Auditor's Office has received a petition for the creation of a local service area district for the operation of parks and recreation facilities in the Taylor, Warren, and West Weber areas of unincorporated Weber County. The number of valid signatures required to place this issue on an election ballot is 609. *See* Utah Code § 17B-1-203. Petitioners have submitted 644 valid signatures, which exceeds the required number. Therefore, the Clerk/Auditor's Office hereby certifies the petition as having met all statutory requirements. The petition will be forwarded to Weber County Commission for further action and placement on the ballot in accordance with Utah Code § 17B-1-214(2).

Sincerely,

A handwritten signature in cursive script that reads "Ricky Hatch".

Ricky Hatch



## Utah Retirement Systems

Retirement Office  
560 East 200 South  
Salt Lake City, UT 84102-2021

(801) 366-7700  
(800) 365-8772 Toll Free  
(801) 366-7734 Fax  
www.urs.org

DANIEL D. ANDERSEN  
Executive Director

Public Employees Health Program  
560 East 200 South  
Salt Lake City, UT 84102-2004

(801) 366-7500  
(800) 365-8772 Toll Free  
(801) 366-7596 Fax  
www.pehp.org

R. CHETLOFTIS  
Director

December 28, 2016

Bryan Baron  
Deputy County Attorney  
2380 Washington Blvd., Suite 203  
Ogden, UT 84401

### **Re: Application for Participation with the Utah State Retirement Systems**

Dear Mr. Baron:

When a governmental entity is being incorporated or created, Utah law requires the Utah State Retirement Office ("Office") to provide a letter to that entity identifying the potential provisions under Utah Code Title 49, Utah State Retirement and Insurance Benefit Act ("Retirement Act"), with which it shall comply. See Utah Code Ann. § 67-1a-6.5(3)(d). This letter serves as the official notice for Western Weber Park District, a local district being newly created.

Based upon the information provided, the Office has determined that Western Weber Park District would be an "employer" under the Retirement Act as a local district. Accordingly, Western Weber Park District would be eligible and must comply with the participation requirements of the Retirement Act.

This does not mean that Western Weber Park District must provide retirement benefits to its employees. However, at the present time and throughout the future, Western Weber Park District will be required by law to participate with URS if and when it offers any type of retirement benefit to its employees.

Once Western Weber Park District begins participation with URS, its public employees will be covered under either the Tier I or Tier II public employee retirement systems, as described in the Retirement Act.

In addition, Participating Employers of URS are required by section 49-11-606 to "cover all employees eligible for service credit under this title." As such, once admitted as a participating employer, Western Weber Park District will be required to cover all eligible employees, pursuant to the eligibility rules found in the Retirement Act.



Please note that the above-referenced laws are those used to determine eligibility for participation, and are not the only laws with which a participating employer must comply. Participating employers are required to "inform themselves of their rights and obligations" under Title 49 and should become familiar with all provisions of the Retirement Act. At any time, URS would be happy to provide additional education about the requirements with which Western Weber Park District must comply as a participating employer.

Additionally, please be aware that should Western Weber Park District fail to cover all of its employees or otherwise comply with participation requirements, Western Weber Park District's employees may have a claim against it for service credit under the Retirement Act, which the Office is required to enforce. Under the Retirement Act, such a claim would include all past employer contributions, interest, and in some cases, penalties. See Utah Code Ann. § 49-11-601(3).

Please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew K. Judd". The signature is fluid and cursive, written over a white background.

Matthew K. Judd  
Records Management Director  
Utah State Retirement Office



