

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR
CERTIFICATE OF BOUNDARY ADJUSTMENT

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH,
HEREBY CERTIFY THAT there has been filed in my office a notice of boundary
adjustment between the CENTRAL WEBER SEWER IMPROVEMENT DISTRICT and
the NORTH DAVIS SEWER DISTRICT, dated MAY 21st, 2012 complying with Section
17B-1-417, 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 boundary adjustment, referred to
above, on file with the Office of the Lieutenant Governor pertaining to the CENTRAL
WEBER SEWER IMPROVEMENT DISTRICT and the NORTH DAVIS SEWER
DISTRICT, located in DAVIS and WEBER Counties, State of Utah.



IN TESTIMONY WHEREOF, I have
hereunto set my hand, and affixed the Great
Seal of the State of Utah this 20th day of
June, 2012 at Salt Lake City, Utah.

GREG BELL
Lieutenant Governor



Central Weber Sewer Improvement District

June 5, 2012

The Honorable Greg Bell
Lieutenant Governor of the State of Utah
Utah State Capitol Complex
P.O. Box 142325
Salt Lake City, Utah 84114-2325

SUBJECT: Notice of Common Boundary Adjustment

Dear Lieutenant Governor Bell:

We are submitting to you a Notice of Common Boundary Adjustment for parcels of property in Weber County. The action is approving an adjustment of the common boundary between Central Weber Sewer Improvement District and North Davis Sewer District. Enclosed please find the following three items:

- A Notice of Proposed Boundary Adjustment and Public Hearing;
- A copy of Joint Resolution of Central Weber Sewer Improvement District (Resolution 2012-03) and North Davis Sewer District (Resolution 2012-04); and,
- An approved final local entity plat as defined in Utah Code Ann. § 67-1a-6.5 and meeting the requirements of Utah Code Ann. § 17-23-20.

It is requested that a certificate of the district's common boundary adjustment be issued in accordance with the requirements of the Utah Code.

Sincerely,

CENTRAL WEBER SEWER IMPROVEMENT DISTRICT

Lance L Wood, P.E.
General Manager

Enclosures

cc: Kevin Cowan, North Davis Sewer District Manager

**JOINT RESOLUTION
OF
CENTRAL WEBER SEWER IMPROVEMENT DISTRICT
(Resolution 2012-03)
AND
NORTH DAVIS SEWER DISTRICT
(Resolution 2012-04)
APPROVING AN ADJUSTMENT OF THE DISTRICTS' COMMON BOUNDARY**

WHEREAS, the Central Weber Sewer Improvement District (“Central Weber”) owns and operates a publicly operated treatment works (a “sewage treatment plant”) and related facilities that serves a large portion of Weber County and a relatively small part of Davis County, Utah; and

WHEREAS, the North Davis Sewer District (“North Davis”) owns and operates a sewage treatment plant and related facilities that serves a significant portion of Davis County and a small portion of Weber County, Utah; and

WHEREAS, both Central Weber and North Davis provide sewage treatment services, primarily on a wholesale basis, to communities within their respective boundaries; and

WHEREAS, most of the area within Roy City in Weber County is served by and is part of North Davis but a portion of Roy City is served by and is part of Central Weber; and

WHEREAS, Central Weber and North Davis share a common boundary; and

WHEREAS, Central Weber and North Davis are sometimes referred to in this Joint Resolution as the “Entities”; and

WHEREAS, Central Weber and North Davis are both improvement districts governed by Title 17B, Chapter 2a, Part 4 of the Utah Code and other relevant portions of Title 17B of the Utah Code; and

WHEREAS, the affected area, which is described in attached Exhibit “A” (the “affected area”), is presently located within the boundaries of North Davis; and

WHEREAS, the owner of the affected area, which has yet to be developed, has requested that the affected area be served by Central Weber, and North Davis is willing to acquiesce in such change; and

WHEREAS, Utah Code Ann. § 17B-1-417 provides a procedure whereby the boundaries of Central Weber may be adjusted to include part of North Davis; and

WHEREAS, a Joint Resolution of the Central Weber Sewer Improvement District (“Resolution 2012-03) and of the North Davis Sewer District (Resolution 2012-04)

declaring an intent to adjust the Entities' common boundary was adopted by the Board of Trustees of both Entities; and

WHEREAS, the Central Weber Board of Trustees has held a public hearing on the proposed adjustment of Central Weber's boundary to include the affected area after having provided public notice as required by law; and

WHEREAS, the North Davis Board of Trustees has held a public hearing on the proposed adjustment of North Davis' boundary through the withdrawal of the affected area from North Davis after having provided public notice as required by law; and

WHEREAS, no 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 Central Weber Board of Trustees, after having considered any comments made at the Central Weber public hearing and the reasons for the proposed boundary adjustment, and the North Davis Board of Trustees, after having considered any comments made at the North Davis public hearing and the reasons for the proposed boundary adjustment, deem it to be in the best interests of the respective Entities and their residents and customers, and the owner of the affected area, for the affected area to be withdrawn from North Davis and, in effect, to be annexed as part of Central Weber and for Central Weber to provide wholesale sewage treatment service for the affected area in accordance with this Joint Resolution.

NOW, THEREFORE, BE IT RESOLVED and enacted by the Central Weber Sewer Improvement District Board of Trustees and by the North Davis Sewer District Board of Trustees as follows:

1. That this Resolution is adopted by each legislative body for the purpose of fulfilling and complying with the requirements of Utah Code Ann. § 17B-1-417 relating to adjusting the common boundary of the Entities by withdrawing the affected area from North Davis and annexing the affected area into Central Weber.
2. That the Board of Trustees of Central Weber has determined and hereby does determine the proposed boundary adjustment to be equitable and necessary under the circumstances.
3. That the North Davis Board of Trustees has determined and hereby does determine the proposed boundary adjustment to be equitable and necessary under the circumstances.
4. That the proposed boundary adjustment, which will withdraw the affected area from North Davis and include the affected area as part of Central Weber, as described and depicted in attached Exhibit "A" which is incorporated by reference as part of this Joint

Resolution, 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.

5. That, from and after the effective date of this boundary adjustment, the affected area shall be withdrawn from and no longer be part of the North Davis Sewer District.

6. That, from and after the effective date of this boundary adjustment, the affected area shall be annexed to and be part of the Central Weber Sewer Improvement District.

7. That the Chairman of the Central Weber 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 Central Weber Board of Trustees that all requirements for the boundary adjustment have been complied with.

8. That the General Manager of Central Weber be and is instructed, within thirty days after the adoption of this Joint Resolution by the later of the legislative bodies to adopt the Resolution, to file with the Lieutenant Governor a copy of the notice of impending boundary adjustment and a copy of an approved final local entity plat.

9. That, after the Lieutenant Governor has issued the certificate of boundary adjustment to Central Weber, Central Weber'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, Central Weber 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).

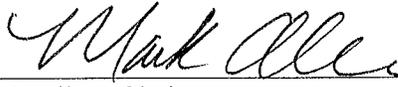
10. That this Resolution has been placed on the agenda of meetings of the legislative bodies of the respective Entities and this action is taken in compliance with the Utah Open and Public Meetings Act.

11. That this Joint Resolution shall take effect upon its approval and adoption by the later of the legislative bodies to act on this Resolution, but the annexation shall not be complete until the Lieutenant Governor issues a certificate of boundary adjustment as provided in paragraph 4 above and Central Weber may not assess a property tax against the affected area until the recordings referenced in paragraph 9 above have been completed.

Approved and passed by the Board of Trustees of the Central Weber Sewer Improvement District on the date set forth below and by the Board of Trustees of the North Davis Sewer District on the date set forth below.

CENTRAL WEBER SEWER
IMPROVEMENT DISTRICT

Date: 5/21/12

By: 
Mark Allen, Chairman

ATTEST:


John E. Cardon, Clerk

NORTH DAVIS SEWER DISTRICT

Date: 5/10/12

By: 
Chairman

ATTEST:


Clerk

EXHIBIT "A"

PARCEL 1 (08-180-0001)

ALL OF LOT 1, MIDLAND SQUARE SUBDIVISION DESCRIBED AS: BEGINNING AT A POINT ON THE EAST LINE OF 2700 WEST STREET SAID POINT BEGINNING SOUTH 962.30 FEET AND EAST 26.36 FEET FROM THE WEST 1/4 CORNER OF SECTION 2 TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN, THENCE SOUTH 89D50'00" EAST 139.00 FEET, THENCE SOUTH 00D13'00" WEST 84.08 FEET, THENCE NORTH 89D50'00" WEST 139.00 FEET TO THE EAST LINE OF 2700 WEST; THENCE NORTH 00D13'00" EAST 84.08 FEET, ALONG 2700 WEST TO THE POINT OF BEGINNING.

PARCEL 2 (08-180-0002)

ALL OF LOT 2, AND PART OF LOT 4, MIDLAND SQUARE SUBDIVISION DESCRIBED AS: BEGINNING AT A POINT ON THE EAST LINE OF 2700 WEST STREET, SAID POINT BEGINNING SOUTH 1046.38 FEET AND EAST 26.04 FEET FROM THE WEST QUARTER CORNER OF SECTION 2, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN; THENCE SOUTH 89D50'00" EAST 139.00 FEET; THENCE SOUTH 00D13'00" WEST 84.07 FEET; THENCE NORTH 89D50'00" WEST 139.00 FEET TO THE EAST LINE OF 2700 WEST; THENCE NORTH 00D13'00" EAST 84.07 FEET ALONG 2700 WEST TO THE POINT OF BEGINNING.

PARCEL 3 (08-180-0003)

ALL OF LOT 3, AND PART OF LOT 4, MIDLAND SQUARE SUBDIVISION DESCRIBED AS: BEGINNING AT A POINT ON THE EAST LINE OF 2700 WEST STREET, SAID POINT BEGINNING SOUTH 1130.45 FEET AND EAST 25.73 FEET FROM THE WEST QUARTER CORNER OF SECTION 2, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN; THENCE SOUTH 89D50'00" EAST 139.00 FEET; THENCE SOUTH 00D13'00" WEST 84.07 FEET; THENCE NORTH 89D50'00" WEST 139.00 FEET TO THE EAST LINE OF 2700 WEST; THENCE NORTH 00D13'00" EAST 84.07 FEET ALONG 2700 WEST TO THE POINT OF BEGINNING.

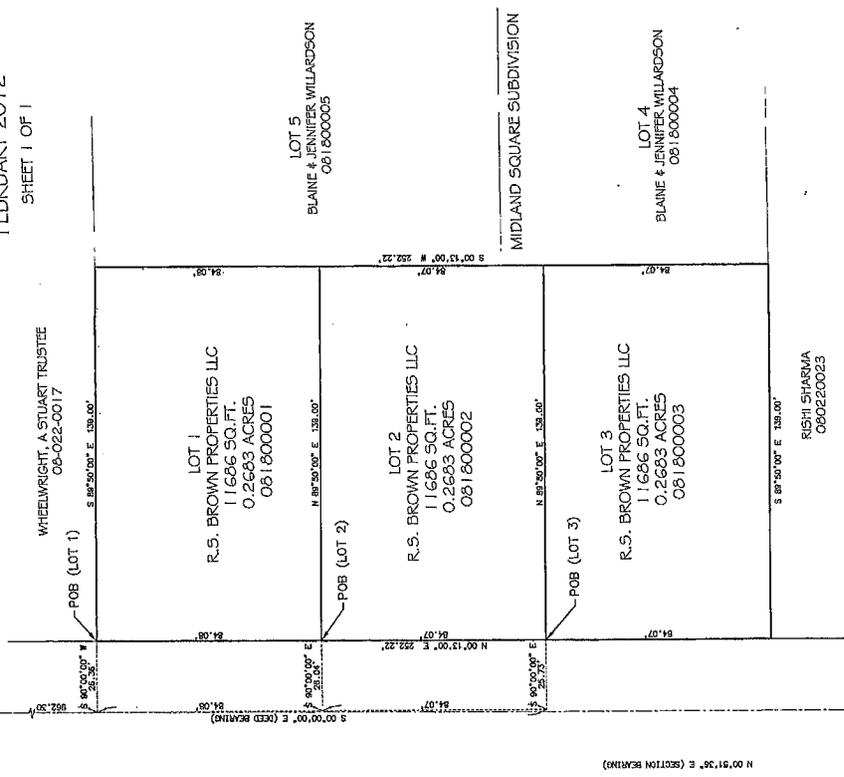
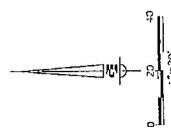
(Sewer District Boundary Adjustment)
CENTRAL WEBER SEWER IMPROVEMENT DISTRICT 2012-03
 A PART OF THE SOUTHWEST QUARTER OF SECTION 2, 15N, R2W, 51B4M, U.S. SURVEY
 WEST HAVEN CITY, WEBER COUNTY, UTAH
 FEBRUARY 2012
 SHEET 1 OF 1

STATE OF UTAH)
 COUNTY OF WEBER) SS
 I, _____, County Clerk,
 do hereby certify that this is a TRUE COPY
 OF THE DOCUMENT THAT APPEARS ON
 FILE IN MY OFFICE.

WITNESS MY HAND AND SEAL
 THIS 31 DAY OF May 2012

 COUNTY CLERK

LEGEND
 WEBER COUNTY ADJUDICANT (AS NOTED)
 BOUNDARY AREA TO BE ADJUSTED
 RIGHT-OF-WAY
 BOUNDARY LINES
 CONTRIBUTE EASE-OF-WAY



BOUNDARY DESCRIPTION:

PARCEL 1 (08-1800001)
 ALL OF LOT 1, MIDLAND SQUARE SUBDIVISION DESCRIBED AS BEGINNING AT A POINT ON THE
 SOUTHWEST CORNER OF THE EAST 1/2 OF SECTION 2, 15N, R2W, 51B4M, U.S. SURVEY, WEST
 111.686 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°20'00" E 139.00'
 TO THE POINT OF BEGINNING; THENCE SOUTH 89°20'00" W 139.00' TO THE POINT OF
 BEGINNING; THENCE NORTH 89°20'00" E 139.00' TO THE POINT OF BEGINNING;
 PARCEL 2 (08-1800002)
 ALL OF LOT 2, MIDLAND SQUARE SUBDIVISION DESCRIBED AS BEGINNING AT A POINT ON THE
 SOUTHWEST CORNER OF THE EAST 1/2 OF SECTION 2, 15N, R2W, 51B4M, U.S. SURVEY, WEST
 111.686 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°20'00" E 139.00'
 TO THE POINT OF BEGINNING; THENCE SOUTH 89°20'00" W 139.00' TO THE POINT OF
 BEGINNING; THENCE NORTH 89°20'00" E 139.00' TO THE POINT OF BEGINNING;
 PARCEL 3 (08-1800003)
 ALL OF LOT 3, MIDLAND SQUARE SUBDIVISION DESCRIBED AS BEGINNING AT A POINT ON THE
 SOUTHWEST CORNER OF THE EAST 1/2 OF SECTION 2, 15N, R2W, 51B4M, U.S. SURVEY, WEST
 111.686 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89°20'00" E 139.00'
 TO THE POINT OF BEGINNING; THENCE SOUTH 89°20'00" W 139.00' TO THE POINT OF
 BEGINNING; THENCE NORTH 89°20'00" E 139.00' TO THE POINT OF BEGINNING;

SURVEYOR'S CERTIFICATE:

I, _____, do hereby certify that I am a Professional Land Surveyor and that I have surveyed
 the above described land in accordance with the laws of the State of Utah and the
 rules and regulations of the Board of Professional Land Surveyors. I have compared a survey of the
 land with the original survey records and have verified all measurements. I have also compared the
 original survey records with the original survey plat and have verified all measurements. I have
 also compared the original survey records with the original survey plat and have verified all
 measurements. I have also compared the original survey records with the original survey plat
 and have verified all measurements. I have also compared the original survey records with
 the original survey plat and have verified all measurements. I have also compared the
 original survey records with the original survey plat and have verified all measurements.

Signed on this 27th day of May, 2012.

 SURVEYOR



WEBER COUNTY RECORDER
 ENTRY NO. _____ FILED FOR RECORD AND
 RECORDED IN BOOK _____ OF OFFICIAL
 RECORDS, PAGE _____, RECORDED
 FOR _____
 COUNTY RECORDER
 BY _____ DEPUTY

Prepared By:
Gardner Engineering
 1000 S. MAIN ST. SUITE 100
 WEST HAVEN, UTAH 84414
 www.gardnereng.com

WEBER COUNTY SURVEYOR
 RISHI SHARMA
 080220025
 APPROVED THIS 30 DAY OF MAY 2012

 WEBER COUNTY SURVEYOR

NORTH DAVIS SEWER IMPROVEMENT DISTRICT
 THIS PLAT IS APPROVED AS TO FORM
 THIS 31 DAY OF May 2012

 DISTRICT MANAGER

CENTRAL WEBER SEWER IMPROVEMENT DISTRICT
 THIS PLAT IS APPROVED AS TO FORM
 THIS 21 DAY OF May 2012

 CHAIRMAN