

STATE OF UTAH

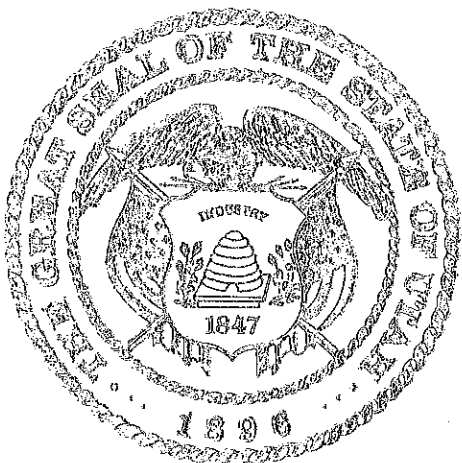


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF CREATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the KING BENJAMIN AND HOLLAND PARK GATE SPECIAL SERVICE DISTRICT, dated October 2nd, 2012, complying with Section 17D-1-209, 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 KING BENJAMIN AND HOLLAND PARK SPECIAL SERVICE DISTRICT, located in Salt Lake County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 15th day of November, 2012.


GREG BELL
Lieutenant Governor

Scott L. Osborne, *Mayor*
Mark Seethaler, *Council Member*
Chuck Newton, *Council Member*
Brian Butters, *Council Member*
Steve Barnes, *Council Member*
Larry Short, *Council Member*
John H. Geilmann, *City Manager*



PH: 801.254.3742 EMAIL: info@sjc.utah.gov FAX: 801.254.3393

October 31, 2012

Greg Bell, Lieutenant Governor
Utah Lieutenant Governor's Office
Utah State Capitol Complex, Suite 220
P.O. Box 142325
Salt Lake City, Utah 84114-2325

Re: King Benjamin and Holland Park Gate SSD Creation

Dear Lieutenant Governor Bell:

To comply with Section 17D-1-209 of the Utah Code, the legislative body of South Jordan City is filing the following documents with the lieutenant governor regarding the creation of the King Benjamin and Holland Park Gate SSD:

1. A notice of an impending boundary action, as defined in section 67-1a-6.5, that meets the requirements of Subsection 67-1a-6.5(3); and
A copy of an approved final local entity plat, as defined in Section 67-1a-6.5.

The local entity plat has been reduced in size to a standard letter size and we have also attached a copy of the resolution creating the King Benjamin and Holland Park Gate SSD which contains a statement signed and verified by the South Jordan City Council certifying that all requirements of the SSD creation have been met.

We understand that within ten days, as per subsection 67-1a-6.5(2), you will issue the certificate of incorporation if you determine the notices of the impending boundary action meet the requirements of Subsection 67-1a-6.5(3) and the notices are accompanied by approved local entity plats.

If you are unable to issue the certificate of incorporation, please notify us via Shane Greenwood, 801-253-5203 ext. 1286 as soon as possible.

Sincerely,

A handwritten signature in black ink that reads "Charity Stone".

Charity L. Stone
South Jordan City Attorney's Office

Enclosures

1. Notice of Impending Boundary Action
2. Approved Final local Entity Plat
3. Resolution 2012-056

Scott L. Osborne, Mayor
Mark Seethaler, Council Member
Chuck Newton, Council Member
Brian Butters, Council Member
Steve Barnes, Council Member
Larry Short, Council Member
John H. Geilmann, City Manager



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NOTICE OF SPECIAL SERVICE DISTRICT CREATION

Please Read Carefully as This Impacts Your Property

On July 17, 2012 the South Jordan City Council adopted Resolution R2012-22 stating their intent to create a special service district to pay for the installation and maintenance of a gate on Enos Way, in South Jordan City Utah.

Boundaries

The proposed boundaries of the special service district are the King Benjamin's Court Subdivision, including both Phases 1 and 2, and the Future Holland Park Subdivision. A map of the boundaries of the special service district is attached.

Services to be Provided and Cost of Services

The special service district will levy an assessment to pay for the construction and maintenance of the gate on Enos Way in South Jordan City. A breakdown of the estimated costs for homeowners is attached.

Taxes may be levied annually upon all taxable property within the proposed special service district. Fees or charges may be imposed to pay for some or all of the services that the special service district is proposed to provide.

Name of Proposed District

The proposed special service district shall be known as the King Benjamin and Holland Park Gate SSD.

Public Hearing

A public hearing will be held on August 21, 2012, and if necessary also on October 2, 2012 at South Jordan City Hall 1600 W. Towne Center Drive beginning at 6 p.m. At the hearings the City Council will hear and give full consideration to each written protest that has been timely filed and will hear and consider each interested person desiring to be heard.

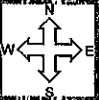
The City Council may decide to make changes to the proposed special service district as passed in Resolution 2012-22. Those changes may include changing the boundary of the special service district or changing the services to be provided by the special service district.

How to Protest the Creation of This Special Service District

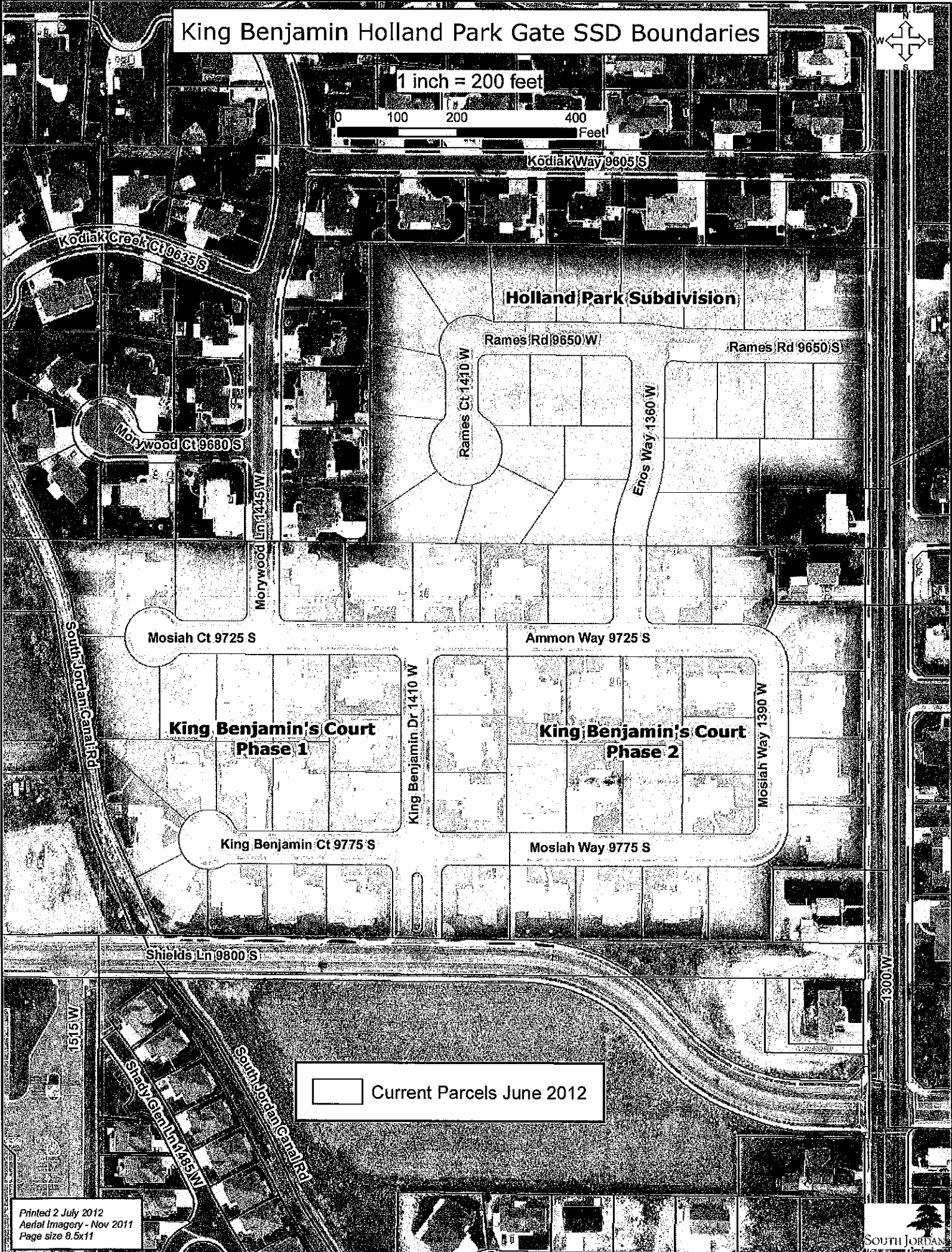
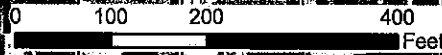
Protests regarding the creation of a special service district, or the service that the special service district is proposed to provide must be in writing. Written protests must explain why the person is protesting and must be submitted to the City Council no later than September 5, 2012. Protests may be withdrawn or reinstated until September 20, 2012.

If timely written protests are filed by owners representing more than 33% of the taxable property in the special service district or by more than 33% of the registered voters within the proposed special service district area, the special service district will not be created and the gate may be removed.

King Benjamin Holland Park Gate SSD Boundaries



1 inch = 200 feet



Holland Park Subdivision

Kodiak Way 9605 S

Kodiak Creek Ct 9635 S

Morywood Ct 9680 S

Morywood Ln 1445 W

Rames Rd 9650 W

Rames Ct 1410 W

Enos Way 1360 W

Rames Rd 9650 S

Mosiah Ct 9725 S

Ammon Way 9725 S

King Benjamin's Court Phase 1

King Benjamin Dr 1410 W

King Benjamin's Court Phase 2

Mosiah Way 1390 W

King Benjamin Ct 9775 S

Mosiah Way 9775 S

□ Current Parcels June 2012

Estimated Cost of Gate Construction Maintenance on Enos Lane

Estimated Gate Construction Costs	
Item	Est. Cost
Gate Construction & Installation	\$ 25,810.00
Administrative costs	\$ 6,520.00
Sub-Total	\$ 32,330.00
Contingency (5%)	\$ 1,616.50
Total	\$ 33,946.50

Estimated Gate Annual Maintenance and Operation Costs	
Item	Est. Cost
Grease, Lube & Adjustment	\$ 500.00
Arm Replacement	\$ 333.00
20yr gate Replacement	\$ 758.00
Light Replacement	\$ 75.00
Annual Electricity	\$ 102.00
Misc. Damage Repair	\$ 500.00
Insurance	\$ 300.00
Administrative costs	\$ 650.00
Sub-Total	\$ 3,218.00
Contingency (10%)	\$ 321.80
Total	\$ 3,539.80

Estimated Annual Cost to Resident for Construction and Ongoing Maintenance					
Construction Costs Spread Over 3 years					
	# of Lots	Year 1	Year 2	Year 3	Year 4 and on
KB Construction per Lot	45	\$ 125.73	\$ 125.73	\$ 125.73	\$ -
KB Maintenance per Lot		\$ 50.57	\$ 50.57	\$ 50.57	\$ 50.57
King Benjamin Total per Lot		\$ 176.30	\$ 176.30	\$ 176.30	\$ 50.57
HP Construction per Lot	25	\$ 678.93			
HP Maintenance per Lot		\$ 50.57	\$ 50.57	\$ 50.57	\$ 50.57
Holland Park Total per Lot		\$ 729.50	\$ 50.57	\$ 50.57	\$ 50.57

Notes:

- 1) Developer will pay complete share of the construction costs for Holland Park in 1st year.
- 2) Total Estimated Construction Cost for King Benjamin's Court Residents is \$377.18 (the estimated $\$33946.50 / 2 = \$16,973.25 / 45 = 377.18$)

RESOLUTION R2012-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, INITIATING THE ESTABLISHMENT OF A SPECIAL SERVICE DISTRICT TO BE KNOWN AS THE KING BENJAMIN AND HOLLAND PARK GATE SSD.

WHEREAS, Certain residents of the subdivision King Benjamin's Court located in South Jordan City, have requested that the City Council of South Jordan create a special service district and levy an assessment on the benefited properties to fund the construction and maintenance of an electronic gate located on Enos Way; and

WHEREAS, City Council required the interested residents to get approval and signatures from at least 70% of the owners of properties to be included in the special service district; and

WHEREAS, a petition was circulated wherein at least 70% of the owners of property within the proposed assessment area indicated they would support creation of a special service district with its assessment; and

WHEREAS, the petition listed an estimate of the costs of the gate including construction, ongoing maintenance, and administrative costs, and

WHEREAS, the petition indicated the city would be going through a formal creation process where the city would allow residents a chance to protest and the signers of the petition indicated their intention not to protest the creation of the special service district; and

WHEREAS, public health, convenience, and necessity require the creation of a special service district; and

WHEREAS, it is the South Jordan City Council's intent to create a special service district due to the support of residents who signed the petition; and

WHEREAS, this resolution complies with all requirement of Utah Code 17D-1-203 regarding initiation of the process to create a special service district;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SOUTH JORDAN CITY, STATE OF UTAH:

Section 1. Declaration. The City Council hereby declares that the public health, convenience and necessity require the establishment of a special service district for the purpose of providing within its boundaries the services hereinafter more particularly described.

Section 2. Name Designation. The proposed special service district shall be known and is hereby designated as the King Benjamin and Holland Park Gate SSD.

Section 3. Boundaries. The boundaries of the proposed special service district shall include all real property situated within that certain area of the City more particularly described in the attached map.

Section 4. Service Provided. The proposed service to be provided is the installation and maintenance of an electronic gate to be used exclusively for emergency vehicles, service, and garbage collection on Enos Road in the King Benjamin's Court subdivision.

Section 5. Effective Date. This resolution will be effective immediately upon passage.

APPROVED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, STATE OF UTAH, ON THIS 17 DAY OF July, 2012, BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Mark Seethaler	<u>X</u>	---	---	---
Chuck Newton	<u>X</u>	---	---	---
Brian C. Butters	<u>X</u>	---	---	---
Steve Barnes	<u>X</u>	---	---	---
Larry Short	<u>X</u>	---	---	---

Mayor: Scott Osborne
Scott Osborne, Mayor

ATTEST: Anna M. Weiss
City Recorder



Approved as to Form:

Chantel Ford
Attorney for South Jordan City

RESOLUTION R2012-56

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, CREATING A SPECIAL SERVICE DISTRICT TO BE KNOWN AS THE KING BENJAMIN AND HOLLAND PARK GATE SSD.

WHEREAS, Certain residents of the subdivision King Benjamin's Court located in South Jordan City, have requested that the City Council of South Jordan create a special service district and levy an assessment on the benefited properties to fund the construction and maintenance of an electronic gate located on Enos Way; and

WHEREAS, City Council required the interested residents to get approval and signatures from at least 70% of the owners of properties to be included in the special service district; and

WHEREAS, a petition was circulated wherein at least 70% of the owners of property within the proposed assessment area indicated they would support creation of a special service district with its assessment; and

WHEREAS, the petition listed an estimate of the costs of the gate including construction, ongoing maintenance, and administrative costs, and

WHEREAS, the petition indicated the city would be going through a formal **creation process** where the city would allow residents a chance to protest and the signers of the petition indicated **their** intention not to protest the creation of the special service district; and

WHEREAS, public health, convenience, and necessity require the creation of a special service district; and

WHEREAS, it is the South Jordan City Council's intent to create a special service district due to the support of residents who signed the petition; and

WHEREAS, the South Jordan City Council adopted Resolution R2012-22 July 17, 2012 pursuant to Utah Code 17D-1-203 initiating the process of creating the service district; and

WHEREAS, the City received two timely filed protests and held a public hearing August 21, 2012 to consider the protests and did not receive any other protests prior to expiration of the protest period; and

WHEREAS, this resolution complies with all requirement of Utah Code 17D-1-208 regarding creation of a special service district.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SOUTH JORDAN CITY, STATE OF UTAH:

Section 1. Declaration and Approval. The City Council hereby declares that the public health, convenience and necessity require the establishment of a special service district for the purpose of

providing within its boundaries the services hereinafter more particularly described, and creates such district.

Section 2. Name Designation. The special service district shall be known and is hereby designated as the King Benjamin and Holland Park Gate SSD.

Section 3. Boundaries. The boundaries of the proposed special service district shall include all real property situated within that certain area of the City more particularly described in the attached map.

Section 4. Service Provided. The proposed service to be provided is the installation and maintenance of an electronic gate to be used exclusively for emergency vehicles, service, and garbage collection on Enos Way in the King Benjamin's Court subdivision.

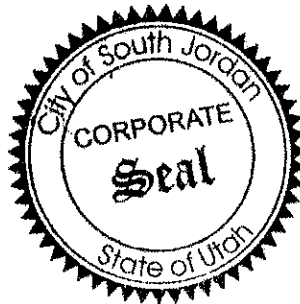
Section 5. Effective Date. This resolution will be effective immediately upon passage.

APPROVED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, STATE OF UTAH, ON THIS 2ND DAY OF October, 2012, BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Mark Seethaler	X	___	___	___
Chuck Newton	X	___	___	___
Brian C. Butters	X	___	___	___
Steve Barnes	X	___	___	___
Larry Short	X	___	___	___

Mayor: Scott Osborne
Scott Osborne, Mayor

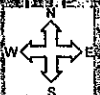
ATTEST: Anna M. Wiest
City Recorder



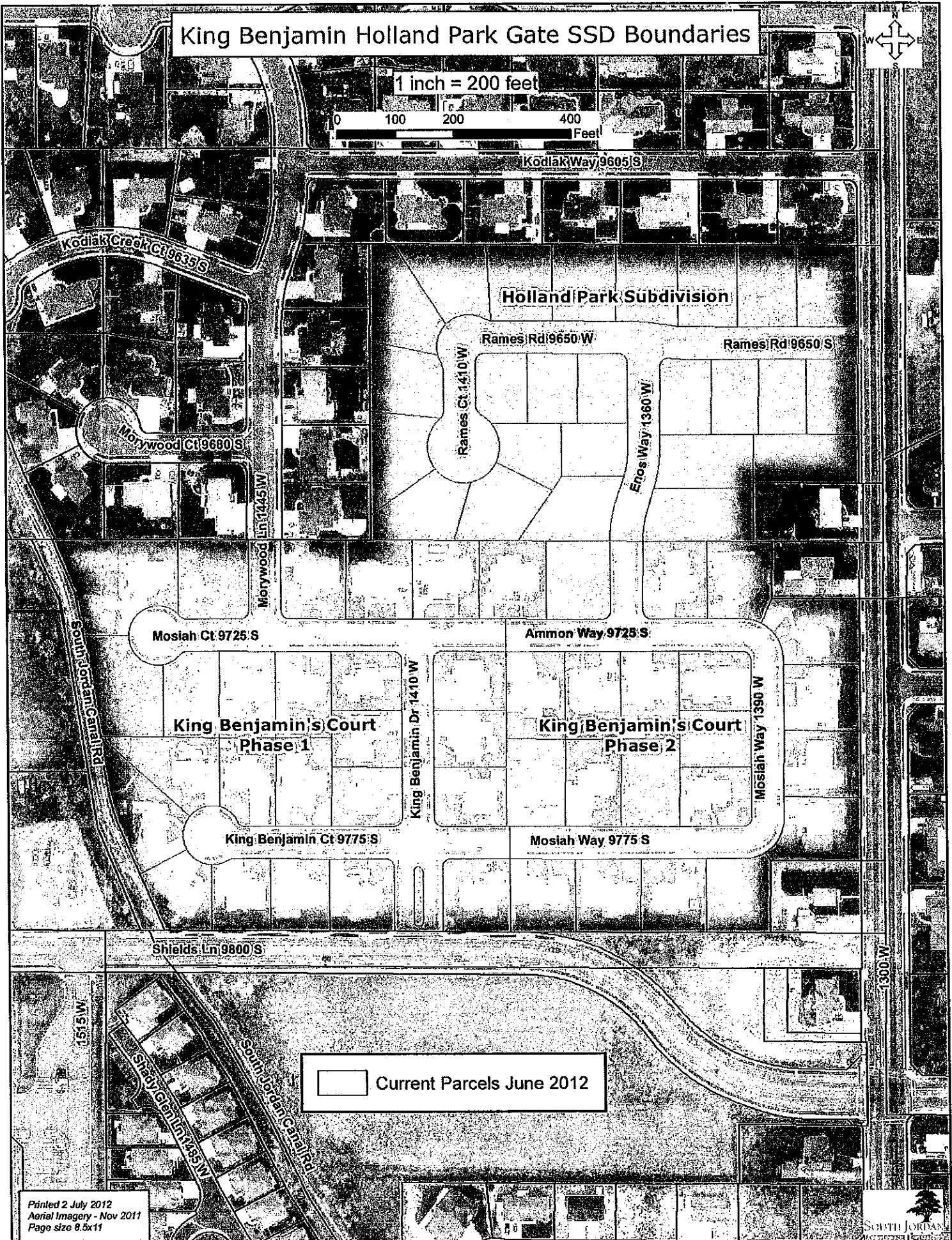
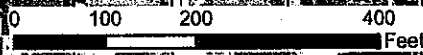
Approved as to form:

[Signature]
Assistant City Attorney

King Benjamin Holland Park Gate SSD Boundaries



1 inch = 200 feet



Current Parcels June 2012

