

Notice of Intention to Establish
New Harmony Valley Special Service District

NOTICE IS HEREBY GIVEN THAT ON December 8, 1997, the Board of County Commissioners of Washington County, Utah, adopted a Resolution declaring that the public health, convenience and necessity require the establishment of a Special Service District in said County, to be called "New Harmony Valley Special Service District" for the purpose of providing fire protection facilities and services within the boundaries of said Special Service District. Said Resolution also provides for a public hearing on the establishment of said Special Service District in the Washington County Administration Building, 197 E. Tabernacle, St. George, Utah at 11:00 A.M., on Monday, the 5th day of January, 1998

DESCRIPTION OF THE PROPOSED DISTRICT

The boundaries proposed for said Special Service District are located entirely within Washington County and are as follows:

T38S, R12W, SLB&M as follows:

All of Sections 19, 20, 21, 29, 30, 31, and 32, less and excepting any State or Federal land.

T39S, R12W, SLB&M as follows:

All of Sections 5, 6, and 7, less and excepting any State or Federal land.

T38S, R13W, SLB&M as follows:

All of Sections 1, 9, 10, 11, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 35, and 36, less and excepting any State or Federal land.

T39S, R13W, SLB&M as follows:

All of Sections 1 and 2, less and excepting any State or Federal land.

PROPOSED SERVICES

The New Harmony Valley Special Service District shall be organized to provide fire protection services through the acquisition or construction of fire protection facilities with necessary appurtenances and equipment therefor.

METHOD OF FINANCING

Pursuant to the provisions of the Utah Special Service District Act, §§17A-2-1301 et seq., Utah Code Ann., as amended, and Article XIV, Section 8 of the Utah Constitution, the New Harmony Valley Special Service District may annually impose fees and charges to pay for all or part of the fire protection facilities and services to be provided by said District. It may also annually levy

taxes upon all taxable property within said District, to provide the proposed services, and may issue bonds for the acquisition and construction of said facilities and services, provided, however, that said tax levy to provide said services or to repay said bonds, must be authorized and approved by a majority of the voting qualified electors of the Special Service District at an election for that purpose.

PUBLIC HEARING ON PROPOSED ESTABLISHMENT OF SPECIAL SERVICE DISTRICT

The Board of County Commissioners of Washington County will hold a public hearing on the establishment of the proposed Special Service District and the furnishing of the fire protection facilities and services therein at the Washington County Administration Building, 196 E. Tabernacle, St. George, Utah, at 9:30 A.M., on Monday, the 5th day January, ~~1997~~¹⁹⁹⁸. any interested person may protest the establishment of the proposed New Harmony Valley Special Service District or the furnishing of said services therein either orally at the hearing or in writing, at, or at any time prior to, the hearing and within fifteen (15) days after the conclusion of the hearing. Written protests must be filed with the County Clerk, and may be withdrawn by the protestant within thirty (30) days after the conclusion of the hearing and before the Board of County Commissioners of Washington County establishes or abandons the New Harmony Valley Special Service District.

Any protest signed on behalf of a corporation owning property in the proposed Special Service District shall be sufficient if it is signed by the president, vice president, or any duly authorized agent of the corporation. Where title to any property is held in the name of more than one person, all of the persons holding title to the property must join in the signing of the protest.

At said public hearing the County Commissioners will give full consideration to all protests which shall have been filed and will hear and consider all interested persons desiring to be heard. The Commission may continue the hearing from time to time. After conclusion of the hearing, the Commission shall adopt a resolution either establishing the New Harmony Valley Special Service District or determining that the establishment of said District should be abandoned, or may, in its discretion, reduce the boundaries of the proposed District and establish said district by resolution, as modified.

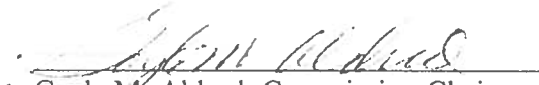
If, within fifteen (15) days after the conclusion of the hearing, over fifty percent (50%) of the qualified voters of the territory proposed to be included within the Special Service District, or the owners of fifty percent (50%) of the taxable value of the taxable property within the proposed Special Service District, file written protests against the establishment of the proposed District with the County Clerk, the County Commission is required by law to abandon the proposed establishment of said District.

Any person who shall, at or any time prior to the date and time above-specified for the hearing, file a written protest with the County Clerk against the establishment of the New Harmony Valley Special Service District and whose property has been included within the boundaries of the proposed District notwithstanding such protest, may, within thirty (30) days after the adoption of the Resolution establishing the District, apply to the District Court of the Fifth Judicial District for a writ

of review of the actions of the Board of County Commissioners in establishing the New Harmony Valley Special Service District, only upon the grounds, however, that his property will not be benefitted by the services authorized to be furnished by said District or that the proceedings taken in the establishment of the District have not been in compliance with law.

A FAILURE TO APPLY FOR SUCH WRIT OF REVIEW WITHIN THE PRESCRIBED TIME SHALL FORECLOSE ALL OWNERS OF PROPERTY WITHIN THE PROPOSED SPECIAL SERVICE DISTRICT SO ESTABLISHED FROM THE RIGHT TO FURTHER OBJECT THEREOF.

GIVEN by order of the Board of County Commissioners of Washington County, Utah, this 8th day of December, 1997.


Gayle M. Aldred, Commission Chairman

Attest:


Calvin R. Robison
County Clerk