

A Meeting of the
Brian Head Town Council
Acting as the Governing Body of the
Brian Head Special Service District
Town Hall - 56 North Highway 143
Brian Head, UT 84719
TUESDAY, FEBRUARY 23, 2016 @ 1:00 PM

AGENDA

- A. CALL TO ORDER** **1:00**
- B. PLEDGE OF ALLEGIANCE**
- C. DISCLOSURES**
- D. PUBLIC INPUT/ REPORTS (Limited to three (3) minutes) Non-Agenda Items**
- E. APPROVAL OF THE MINUTES:** February 9, 2016 Town Council Meeting
- F. AGENDA ITEMS:**
1. **INTRODUCTION / PUBLIC HEARING: PROPOSING CERTAIN PROPERTY INTO THE BRIAN HEAD SPECIAL SERVICE DISTRICT.** Bret Howser, Town Manager, will give a brief explanation on the proposed annexation of the Special Service District. Comments are limited to three minutes and written comments may be submitted to the Town Clerk no later than noon on February 23, 2016.
- G. ADJOURNMENT**

Date: February 19, 2016

Available to Board Members as per Resolution No. 347 authorizes public bodies, including the Town, to establish written procedures governing the calling and holding of electronic meetings at which one or more members of the Council may participate by means of a telephonic or telecommunications conference. In compliance with the Americans with Disabilities Act, persons needing auxiliary communications aids and services for this meeting should call Brian Head Town Hall @ (435) 677-2029 at least three days in advance of the meeting.

CERTIFICATE OF POSTING

I hereby certify that I have posted copies of this agenda in three public and conspicuous places within the Town Limits of Brian Head; to wit, Town Hall, Post Office and The Mall on this 19th day of February 2016 and have posted such copy on the Utah Meeting Notice Website and have caused a copy of this notice to be delivered to the Daily Spectrum, a newspaper of general circulation.

Nancy Leigh, Town Clerk





Town Council Acting as the Governing Body of the Brian Head Special Service District

Staff Report

Subject: Public Hearing for the Special Service District proposed Annexation
Author: Nancy Leigh, Town Clerk
Department: Administration
Date: February 23, 2016
Type of Item: Legislative

SUMMARY:

The Council acting as the governing body of the Brian Head Special Service District will hold a public hearing to receive comment on a proposed annexation of the Special Service District.

PREVIOUS COUNCIL/BOARD ACTION:

The Council/Board adopted a resolution calling for a public hearing for the proposed annexation during the January 12, 2016 meeting.

BACKGROUND:

In 2008 the Special Service District was created and its boundaries mirrored the town's boundaries. Since that time, the town has completed an annexation of 386.8 acres which expanded its boundaries to its current boundaries today. The Special Service District is proposing an annexation bringing its boundaries in alignment with the town's current boundaries.

ANALYSIS:

As part of the process, a public hearing is held to receive public comment on the proposed annexation. Staff has received several telephone inquiries as to the proposed annexation, but once it is explained that the Special Service District is looking to mirror the town's boundaries and no tax assessment is made, they indicated they were satisfied with the proposed annexation. Staff has also received one email requesting the map of the proposed annexation and once sent and no further response has been received.

Council/Board will open the public hearing to receive comment and then close the public hearing to discuss and/or respond to any questions or inquiries made during the public hearing portion. Comments are limited to three minutes and as of the date of this staff report, no written comments have been received.

After the public hearing, there is a 60 day waiting period for the public to file any protests. The Council/Board will then consider a resolution annexing certain properties into the Special Service District on April 26, 2016.

DEPARTMENT REVIEW:

The Administration and Legal Departments have reviewed this item.

FINANCIAL IMPLICATIONS:

N/A

BOARD/COMMISSION RECOMMENDATION:

N/A

STAFF RECOMMENDATION:

Staff does not have a recommendation for the public hearing.

PROPOSED MOTION:

None needed.

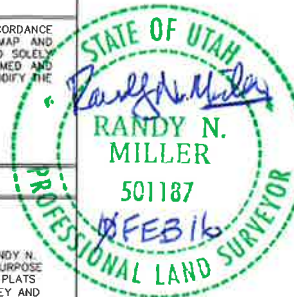
ATTACHMENTS:

Surveyor's map showing the area of the proposed annexation.

**BRIAN HEAD SPECIAL SERVICE DISTRICT
ANNEXATION 2016**

SURVEYOR'S CERTIFICATE

I RANDY N. MILLER CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR IN ACCORDANCE WITH THE LAWS OF THE STATE OF UTAH. I DO HEREBY CERTIFY THAT THIS MAP AND ACCOMPANYING LEGAL DESCRIPTION WERE PREPARED UNDER MY DIRECTION BASED SOLELY UPON RECORD DATA FROM VARIOUS SOURCES. NO GROUND SURVEY WAS PERFORMED AND THE PREPARATION OF THIS MAP IS SUFFICIENT FOR THE INTENDED PURPOSE, TO MODIFY THE BOUNDARY OF A POLITICAL SUBDIVISION WITHIN IRON COUNTY UTAH.



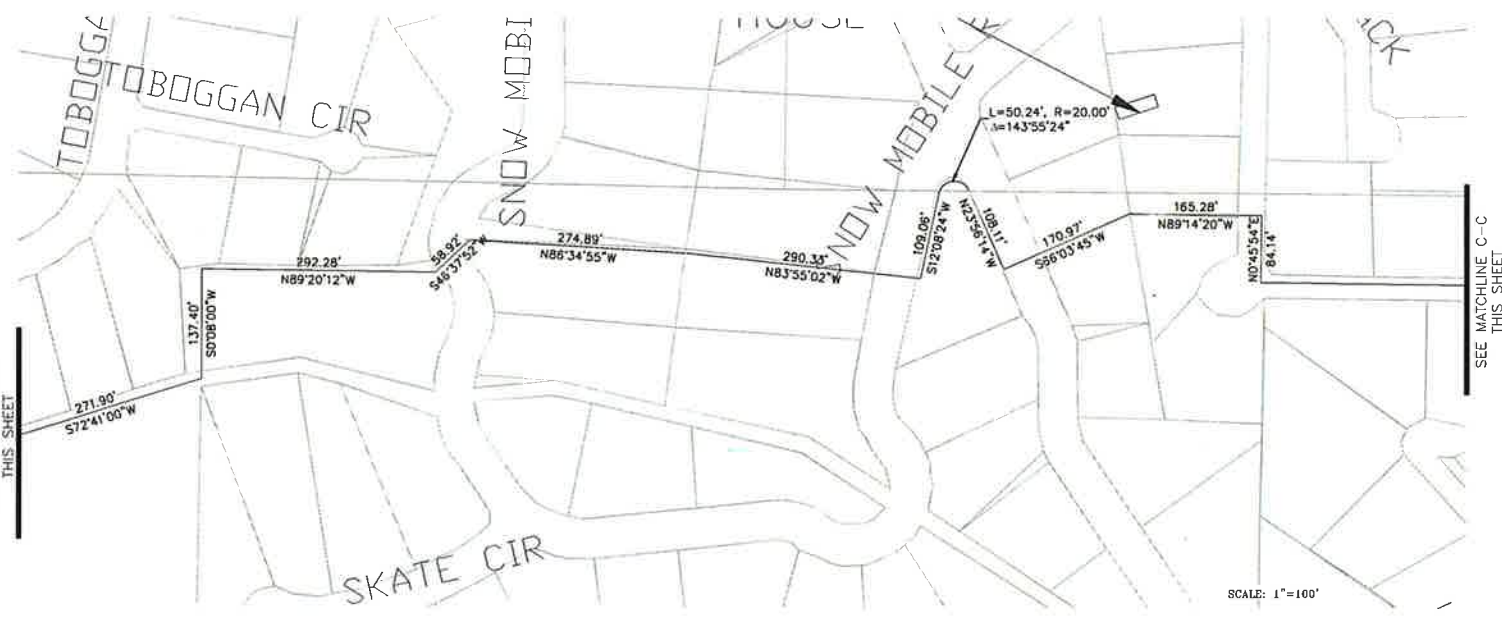
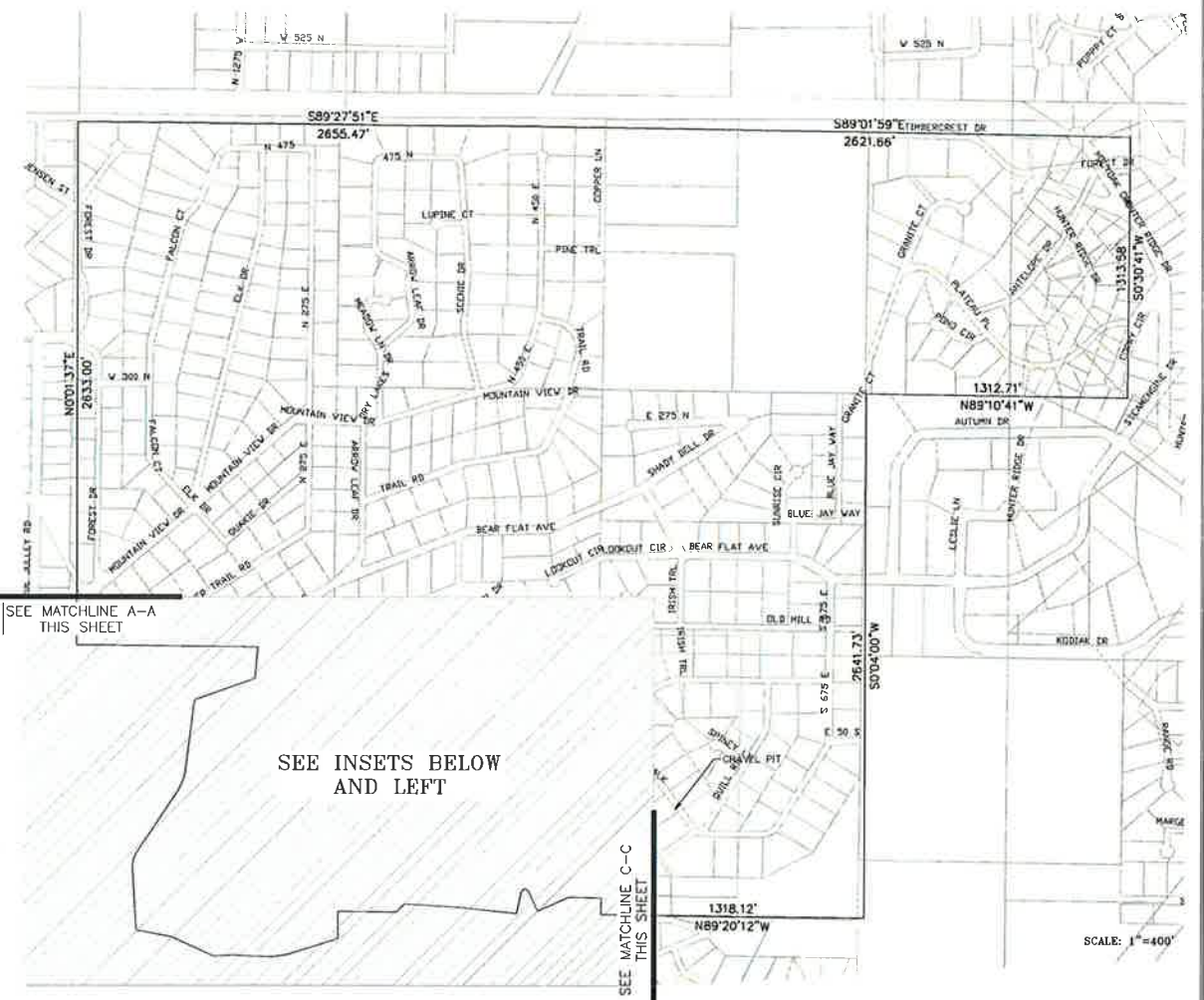
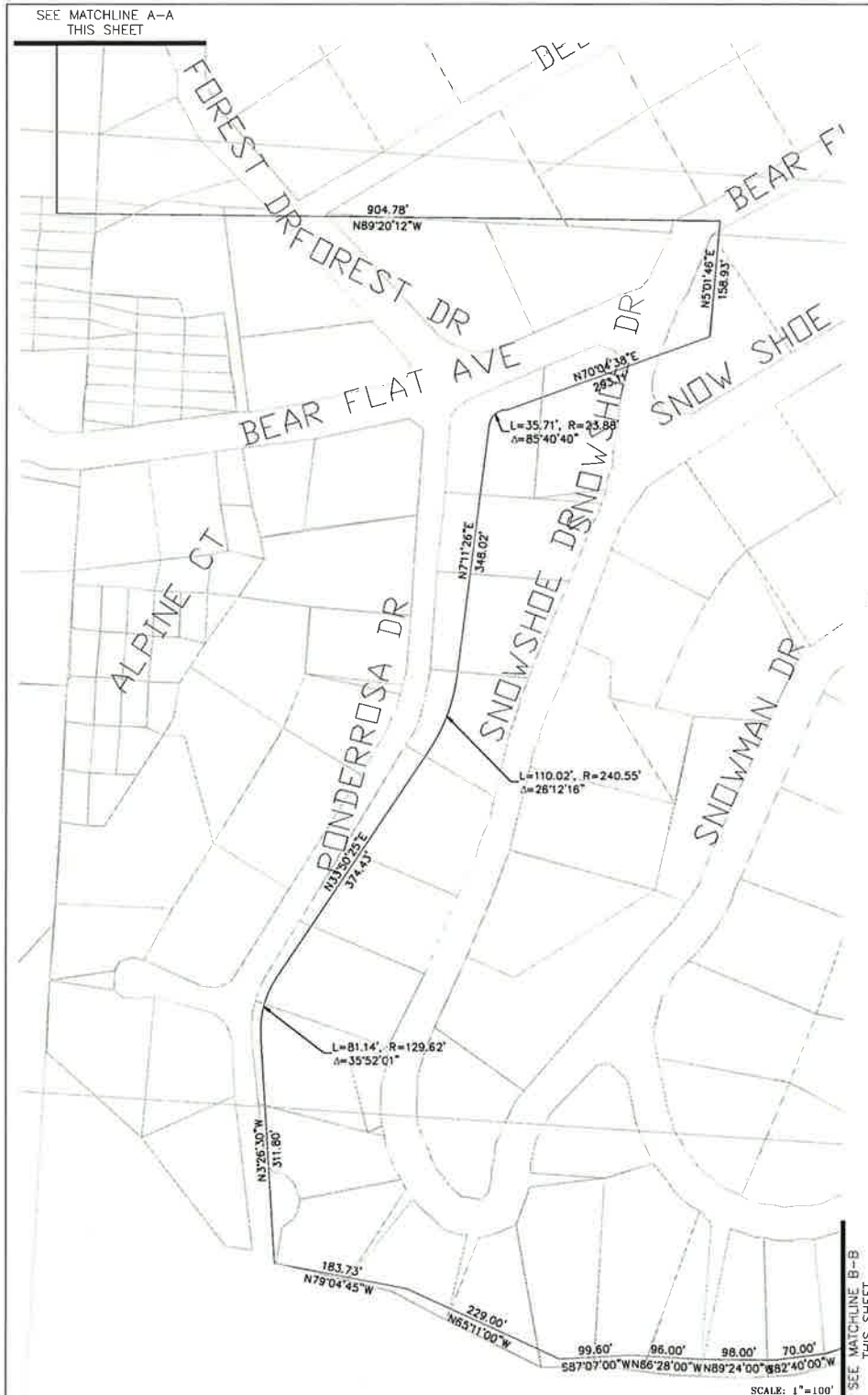
LEGAL BOUNDARY DESCRIPTION:

A LEGAL DESCRIPTION OF LANDS SITUATE IN IRON COUNTY UTAH, PREPARED BY RANDY N. MILLER UTAH PLS #501187 RESIDING IN SYRACUSE, DAVIS COUNTY UTAH FOR THE PURPOSE OF DESCRIBING AN ADDITION TO BRIAN HEAD TOWNSHIP BASED ON RECORD DATA FROM PLATS AND RECORDER'S MAPS CETERA BUT CLEARLY NOT BASED ON AN ACTUAL SURVEY AND NOT INTENDED TO BE USED AS SUCH:

BEGINNING AT THE NORTH QUARTER CORNER OF SECTION 2, TOWNSHIP 36 SOUTH, RANGE 9 WEST AND RUNNING THENCE SOUTH 89° 27' 51" EAST 2655.47 FEET TO THE NORTHEAST CORNER OF SAID SECTION 2; THENCE SOUTH 89° 01' 59" EAST 2621.66 FEET TO THE NORTH QUARTER CORNER OF SECTION 1, SAID TOWNSHIP AND RANGE; THENCE SOUTH 00° 30' 41" WEST 1313.58 FEET TO THE CENTER NORTH SIXTEENTH CORNER OF SAID SECTION 1; THENCE NORTH 89° 10' 41" WEST 1312.71 FEET TO THE NORTHWEST SIXTEENTH CORNER OF SAID SECTION 1; THENCE SOUTH 00° 04' 00" WEST 2641.73 FEET TO THE SOUTHWEST SIXTEENTH CORNER OF SAID SECTION 1; THENCE NORTH 89° 20' 12" WEST 1318.12 FEET TO THE SOUTH SIXTEENTH CORNER COMMON TO SECTIONS 1 AND 2, SAID TOWNSHIP AND RANGE; THENCE NORTH 00° 45' 54" EAST 84.14 FEET ALONG THE EAST LINE OF SAID SECTION 2 MORE OR LESS TO A POINT COLLINEAR WITH THE NORTH LINE OF LOT 8, BLOCK H SKI HAVEN CHALETS UNIT C; THENCE NORTH 89° 14' 20" WEST 165.28 FEET TO THE NORTHWEST CORNER OF SAID LOT 8; THENCE SOUTH 86° 03' 45" WEST 170.97 FEET ALONG AND PAST THE NORTH LINE OF LOT 4 SAID BLOCK 1 TO A POINT ON THE EAST LINE OF LOT 4, BLOCK 1 SAID UNIT C; THENCE MORE OR LESS ALONG LOT 4 OF SAID BLOCK 1 THE FOLLOWING 3 COURSES:

1. NORTH 23° 58' 14" WEST 108.11 FEET;
2. 50.24 FEET ALONG A 20.00 FOOT RADIUS CURVE TO THE LEFT (CHORD BEARS SOUTH 84°08'05" WEST 38.03 FEET);
3. SOUTH 12° 08' 24" WEST 109.06 FEET TO A POINT COLLINEAR WITH THE SOUTH LINE OF LOT 17 BLOCK E SKI HAVEN CHALETS UNIT C;
- THENCE NORTH 83° 55' 02" WEST 290.33 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF SAID LOT 17; THENCE NORTH 86° 34' 55" WEST 274.89 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF LOT B SAID BLOCK E; THENCE SOUTH 46° 37' 52" WEST 58.92 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF LOT 2, BLOCK B SAID UNIT C; THENCE NORTH 89° 20' 12" WEST 292.28 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF LOT 14, BLOCK D SKI HAVEN CHALETS UNIT B; THENCE SOUTH 00° 08' 00" WEST 137.40 FEET MORE OR LESS TO THE SOUTHEAST CORNER OF LOT 13 SAID BLOCK D; THENCE ALONG THE SOUTHERLY LINES OF SKI HAVEN CHALETS UNIT B THE FOLLOWING 8 COURSES:

1. SOUTH 72° 41' 00" WEST 271.90 FEET;
 2. SOUTH 82° 40' 00" WEST 70.00 FEET;
 3. NORTH 89° 24' 00" WEST 98.00 FEET;
 4. NORTH 86° 28' 00" WEST 96.00 FEET;
 5. SOUTH 87° 07' 00" WEST 99.60 FEET;
 6. NORTH 65° 11' 00" WEST 229.00 FEET;
 7. NORTH 79° 04' 45" WEST 183.73 FEET;
 8. THENCE NORTH 03° 28' 30" WEST 311.80 FEET TO A POINT OF CURVATURE MORE OR LESS ON THE WEST LINE OF LOT 9 SKI HAVEN CHALETS UNIT A;
- THENCE ALONG THE EAST LINE OF FOREST DRIVE THE FOLLOWING 7 COURSES:
1. 81.14 FEET ALONG A 129.62 FOOT RADIUS CURVE TO THE RIGHT (CHORD BEARS NORTH 14°29'30" EAST 79.83 FEET);
 2. NORTH 33° 50' 25" EAST 374.43 FEET;
 3. 110.01 FEET ALONG A 240.55 FOOT RADIUS CURVE TO THE LEFT (CHORD BEARS NORTH 20°44'17" EAST 109.06 FEET);
 4. NORTH 07° 11' 26" EAST 348.02 FEET;
 5. 35.71 FEET ALONG A 23.88 FOOT RADIUS CURVE TO THE RIGHT (CHORD BEARS NORTH 50°01'46" EAST 32.48 FEET);
 6. NORTH 70° 04' 38" EAST 293.11 FEET;
 7. NORTH 05° 01' 48" EAST 158.03 FEET MORE OR LESS TO A POINT SOUTH 89° 20'12" EAST 904.78 FEET FROM THE CENTER QUARTER CORNER OF SAID SECTION 2; THENCE NORTH 89° 20' 12" WEST 904.78 FEET MORE OR LESS TO THE CENTER QUARTER CORNER OF SAID SECTION 2; THENCE NORTH 0° 01' 37" EAST 2633.00 FEET TO THE POINT OF BEGINNING BEING THE NORTH QUARTER CORNER OF SECTION 2 TOWNSHIP 36 SOUTH, RANGE 9 WEST.



Certificate of Acceptance
I, H.C. "Dutch" Deutschlander, Mayor of the Town of Brian Head, Utah do hereby certify that this Annexation Plat is in conformance with title 10 Chapter 2, Part 3 of the Utah Code and is hereby ordered filed for record in the office of the County Recorder on this the _____ day of _____, 20____.

H.C. "Dutch" Deutschlander
Mayor

Attest

Iron County Recorder
I, Debbie Johnson, County Recorder of Iron County do hereby certify that this annexation plat was filed for record in my office on the _____ day of _____, 20____.

County Recorder
Patsy Cutler

Book _____ Page _____ Entry No. _____ Fee \$ _____

Recorded at the request of _____

Town Attorney
Approval as to form this _____ day of _____ A.D., 20____.

Eric Todd Johnson, Town Attorney

Town Engineer
Approved this _____ day of _____ A.D., 20____.

Town Engineer, Brent Gardner, P.E.

SEE MATCHLINE A-A THIS SHEET

SEE MATCHLINE B-B THIS SHEET

SEE MATCHLINE C-C THIS SHEET

SEE MATCHLINE B-B THIS SHEET

SEE MATCHLINE C-C THIS SHEET

SCALE: 1"=100'

SCALE: 1"=400'

SCALE: 1"=100'