

RESOLUTION NO. 05-11
RESOLUTION OF CONFIRMATION
BONNEVILLE COUNTY LIGHTING DISTRICTS
NOS. 41-43, 45-50, 52-61, 63-67 INCLUSIVE
BONNEVILLE COUNTY, IDAHO

BE IT HEREBY RESOLVED by the County Commissioners of the County of Bonneville, State of Idaho, that they have examined the proceedings heretofore had in connection with Bonneville County Lighting District No. NO. 41 (SUMMIT PARK DIVISION. NO. 1), NO. 42 (SUMMIT PARK DIVISION. NO. 2), NO.43 (CRIMSON VALLEY DIVISION. NO. 2), 45 (FALL CREEK DIVISION. 3), NO. 46 (NORTH SPRINGS SUBDIVISION DIVISION. NO. 1), NO. 47 (FAIRVIEW ESTATES DIVISION NO. 1), NO. 48 (FAIRMONT VILLAGE SUBDIVISION DIVISION NO. 1 / PHASE 1, 2, & 3), NO. 49 (SUMMIT PARK DIVISION. NO. 3), NO. 50 (HALLMARK ESTATES DIVISION. NO. 1), NO. 52 (SUMMIT PARK DIVISION. #4), NO. 53 (CRIMSON VALLEY DIVISION. NO.3), NO. 54 (TIMBERLINE ESTATES DIVISION. NO.1), NO. 55 (VICTOR HANKS DIVISION. NO. 3), NO. 56 (RED ROCK ESTATES DIVISION. NO. 1), NO. 57 (WARM SPRINGS MEADOW DIVISION. NO. 3), NO. 58 (DENISE SUBDIVISION DIVISION. NO. 1), NO. 59 (SUMMIT PARK DIVISION. #5 / PHASE 1), NO. 60 (STONE ARBOR DIVISION. NO. 1), NO. 61 (CALICO SKY DIVISION. NO. 1), NO. 63 (SUMMIT PARK DIVISION. NO. 6), NO. 64 (LIBERTY PARK DIVISION. NO. 1), NO. 65 (KOHLER DIVISION. NO. 1), NO. 66 (OLD MILL DIVISION. NO. 1), NO. 67 (CALICO SKY DIVISION. NO. 2) for the collection of fees to pay the operation and maintenance costs under schedules adopted by the Idaho Public Utilities Commission for the furnishing of energy and power and maintenance to operate a residential security lighting system.;

THAT the Affidavit of Publication of the *Post Register*, the official newspaper of the County of Bonneville, has been made and placed in the files of the County Clerk;

THAT the Clerk of the County of Bonneville did cause a copy of the Resolution of Intention and Notice of Hearing of Protest to be mailed to each owner of property within the proposed Lighting Districts, and that the Commissioners have examined the Affidavits of Mailing, the Resolutions of Intention, and the Notices of Hearing of Intention to Create Bonneville County Lighting District Nos. 41-43, 45-50, 52-61, 63-67 33-40, inclusive;

THAT the Commissioners have examined the Affidavits of Publication and of Mailing and have found the same in all respects sufficient, and that the said Resolutions of Intention passed by the Commissioners on the 30th day of SEPTEMBER 2005, are hereby confirmed as herein stated.

THAT the Commissioners do hereby make the following findings of fact:

1. That there were no Protests to the creation of the Bonneville County Lighting District Nos. 41-43, 45-50, 52-61, 63-67.

(a) That there was NO protest made orally, ~~by~~
_____,
_____, in the proposed County Lighting
District number _____, who orally objected as follows:

(b) The Commissioners reviewed the development agreements and found that the same required the creation of Lighting District and had petitioned the County to created the District and have the lights installed.

2. That the majority of the residents within the Lighting Districts have not objected to or otherwise provided a means for creation of the Lighting Districts other than as set forth in the Development Agreements.

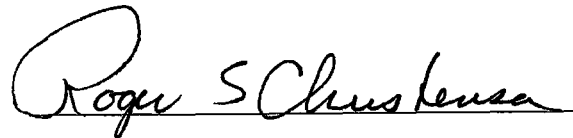
3. That the purpose of the creation of the Lighting Districts was for the collection of fees to pay the operation and maintenance costs of Utah Power and Light Company under schedules adopted by the Idaho Public Utilities Commission for the furnishing of energy and power to operate a residential security lighting system.

4. That the fees and charges to be collected by the Lighting Districts will be for the operation and maintenance on a continuing basis and will be imposed and collected for services provided by the County which would otherwise be funded by ad valorem tax revenues.

5. That the intent is to collect fees pursuant to the authority of the Idaho Statutes, which should be reasonably related to, but should not exceed, the actual cost of the services being rendered.

That Bonneville County Lighting Districts Nos. 41-43, 45-50, 52-61, 63-67, inclusive, are hereby created and the Resolution of Intention is ratified and confirmed.

DATED this 30 day of SEPT, 2005.



ROGER CHRISTENSEN, Chairman, Board of
County Commissioners, Bonneville County,
Idaho

ATTEST:

Ronald Frygane
TONI WALL, Deputy Clerk
and Secretary to the Board of County
Commissioners

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