

**BIG PLAINS WATER AND SEWER SPECIAL SERVICE DISTRICT  
RESOLUTION NO. BPW-R-2022-12**

**RESOLUTION TO DISCONTINUE SEWER SERVICE PROVIDED BY BIG PLAINS WATER AND SEWER SPECIAL  
SERVICE DISTRICT**

**WHEREAS**, on February 17, 2022, the Town of Apple Valley ("Town") adopted a Joint Resolution with Ash Creek Special Service District requesting the annexation of property within the boundaries of Apple Valley into Ash Creek Special Service District ("Ash Creek SSD");

**WHEREAS**, on February 17, 2022, the Big Plains Water and Sewer Special Service District ("Big Plains"), voted unanimously to accept the Town's joint resolution with Ash Creek SSD;

**WHEREAS**, on April 19, 2022, the Washington County Commission adopted a resolution proposing to have Ash Creek SSD annex the property within the boundaries of Apple Valley into Ash Creek SSD;

**WHEREAS**, before the annexation by Ash Creek SSD can be completed, the Town is required under Utah Code Sections 17D-1-401(4) and 17D-1-202(2) to discontinue sewer service by Big Plains Water and Sewer Special Service with the intent that Ash Creek SSD will begin providing sewer service within the Town of Apple Valley;

**WHEREAS**, the discontinuance of sewer service complies with Utah Code Section 17D-1-602(2)(a)(i) because Big Plains does not have any outstanding bond payable in whole or in part from fees and charges imposed for sewer service;

**WHEREAS**, the discontinuance of sewer service complies with Utah Code Section 17D-1-602(2)(a)(i) because Big Plains is not under contractual obligation to provide sewer service; and

**WHEREAS**, as stated in the Town of Apple Valley's resolution R-2022-41 requesting Ash Creek SSD's annexation, the Town continues to support the annexation and wishes to discontinue Big Plains' sewer service.

**NOW, THEREFORE, IT IS RESOLVED** by the Big Plains Board that sewer service by Big Plains Water and Sewer Special Service District is hereby discontinued.

RESOLVED this 14th day of September 2022.

[SIGNATURE BLOCK ON NEXT PAGE]

BIG PLAINS WATER AND SEWER SPECIAL SERVICE DISTRICT

\_\_\_\_\_  
Chairman Andy McGinnis

ATTEST:

\_\_\_\_\_  
Jenna Vizcardo, Recorder

	AYE	NAY	ABSENT	ABSTAIN
Chairman   Andy McGinnis	_____	_____	_____	_____
Board Member   Frank Lindhardt	_____	_____	_____	_____
Board Member   Harold Merritt	_____	_____	_____	_____
Board Member   Ross Gregerson	_____	_____	_____	_____
Board Member   _____	_____	_____	_____	_____