

# DANIEL TOWN NEWSLETTER

## SPRING 2008

### **THIRD ANNUAL TOWN HALL MEETING MAY 5 AT 6 PM**

Mark your calendar for the Monday, May 5 annual town hall meeting to be held at the Charleston Town Hall, 3454 West 3400 South in Charleston. We have lots of things going on, and you will want to attend and hear the facts.

### **SNOWPLOW**

What a tough winter! Our snowplow and crew (Thanks, Boots!) did a great job all the way through January, but a major storm (one that **all** towns were having major problems handling) finally proved to be too much for our equipment and resulted in major breakdown. In our snow emergency, Wasatch County crews stepped in to clear our roads and did a fabulous job. But the service was expensive, and we may have to find a less costly alternative. If you know of a great deal on a snowplow for sale, please let us hear about it. Thank you to everyone who had snow removal equipment out on the road helping their neighbors until the County could get to us. It is a great community that we live in!

### **NOXIOUS WEEDS**

As our properties green up, please be aware that we landowners are responsible for control of noxious weeds and are obligated to control those weeds, not the Town of Daniel. Vacant landowners are not exempt from this obligation. Some of our residents have been doing a great job, but we can do better. The best and least expensive method of control is to mow the weeds before they have a chance to go to seed. Please plan to mow often and spray as

necessary. This means all the way to the roadway. The County does have equipment for large area spraying available free of charge (a \$100 deposit is required) for the public, but you supply the chemicals and labor. The County may give you 2,4-D free of charge. Please contact the County Weed Control Dept for details at 654-1661.

### **ITEMS OF INTEREST:**

- Our town population has grown by leaps and bounds with the successful annexation of the residents in Storm Haven and the south side of Little Sweden Road. We also have a third annexation along the south side of Little Sweden Rd. east of Hwy 40. We welcome all these new citizens and hope that they will become active in our town government.
- Our first town election in Nov. 2007 was a great success. Eric Bunker and Jon Blotter's 4 year term of office will continue through 2011. Our next municipal election will be in Nov. 2009, and we will elect a mayor and two more town council members for 4 year terms.
- After being denied by the Utah Supreme Court the West Daniels Land Association (WDLA) has filed suit with the Fourth District Court asking for a Writ of Mandamus against the Town of Daniel and Wasatch County concerning an overlap of the Storm Haven Annexation petition and the incorporation of

- Aspen petition. The Supreme Court had ruled that the WDLA did not prove that a lower court was not available to them.
- Daniel Domestic Water (DDWC) has been sued by WDLA for trespass, apparently ending a 50+ year mutually beneficial relationship. DDWC has been denied free and open access to its tanks since November and has countersued WDLA for that access.
  - In Dec. DDWC was notified by the State Engineer that a complaint had been filed against the company alleging that DDWC was abusing its water rights. The investigation continues. DDWC is filing an amended diligence claim and is in the process of proving its claim. The company is no longer being threatened with penalties and fines. On March 14, at their annual meeting DDWC shareholders voted unanimously by those present to come into the Town of Daniel as a municipal water system, and this process will be completed in a legal manner.
  - The Daniel Planning Commission has received a request for a change to our Municipal Code that would allow a therapeutic boarding school to be established in the Big Hollow area. This is a conditional use permit application.
  - A petition signed by Daniel Town property owners has been presented to the Town Council opposing the school concept.
- This petition will be considered in the application process.
- Heber City is now looking at a transportation plan to accommodate the Boyer development which may include closure or realignment of Daniel Rd. at Hwy 189. You should watch for announcements of meetings on this issue and plan to attend.
  - If you have a business license, the county will now refer you to the Town of Daniel for renewal of your license. Application forms are available on our website ([danielutah.org](http://danielutah.org)), and completed forms should be submitted to Planning Chair Eric Bunker. We are asking each applicant to come before the Town Council so that the Council is familiar with you and your business. Renewals after the initial application will be by mail unless there are any problems. Any home based or commercial business should not be operating without a license.
  - The Daniel Town Council has appointed 3 new members to the Daniel Planning Commission. Thank you to Barry Hobbs, Ed Pressgrove, and Gary Weight for volunteering for 4 year terms. Gary and Ed were sworn in at the April 16 Planning Board Meeting.
  - April 22 is Earth Day and April 25 is Arbor Day. Walk or ride a bike, recycle, and plant a tree!

**TOWN COUNCIL SEAT VACANT**  
 Councilman Dan Harvath has recently sold his home and moved out of Daniel Town, and Mayor Duggin has accepted Mr. Harvath's resignation from the

Town Council. We need a good man (or woman) to step up to serve the remainder of Dan's term (until Jan. 2010). Eligible applicants must be a registered voter and a resident of Daniel (or an area annexed into Daniel) for one year. Applicants should address a letter to Mayor Duggin, 260 E. Teancum, Daniel UT 84032 indicating your interest, qualifications, and contact information. Applications will be accepted until May 2, and the new councilmember will be appointed at the Town Hall Meeting on May 5.

### **DANIEL TOWN FUNDRAISER**

As you already know, Daniel Town does not have a property tax and operates on a slim budget. A few ambitious citizens have approached the Town about a fundraiser to help cover significant unexpected legal expenses incurred by the Town due to litigation by WDLA. Kasey Bateman, 654-4926, heads that committee and is asking anyone interested in helping to call him. Details have not been decided, but an auction is the current idea. This sounds like a great opportunity to help your community and have a great time in the process. Please consider volunteering your time or services to this cause. Daniel Town is very grateful for the cash donations that have already been received. All donations are tax deductible.

### **THANK YOU**

Our little town continues to be blessed with people who want to contribute. Our Town Council, Planning Board, and Board of Appeals all serve as volunteers. Thank you to Gary Walton, Jon Blotter, and Mike Averett who recently stepped down from the Planning Commission and are being replaced by 3 new members who were not previously

involved in town government. Let's thank these people for joining the ranks of those who want to help with the town's "business". We have a town council seat open, and we hope that some new person will step forward to fill this seat, too. Thank you, Dan Harvath, for donating countless hours to Daniel Town. Your expertise and knowledge has saved this town *thousands* of dollars. And thank you for agreeing to stay on as our Town Treasurer. Thank you, Leah Harvath, for understanding the long hours. You will both be missed in our community.

### **EDITORIAL**

Constructive criticisms and ideas are always welcomed. But it's easy to misunderstand how and why things are done when you don't have all the information. If you don't agree with something you see happening, do a little research. You may find that there is a lot more to the issue than you imagine. I ask that you educate yourself before you form opinions. Don't believe all the *rumors* that you hear. Gather information and think for yourself. Learn about the issues and voice your concerns. Keep in mind that we have many legal issues that must be addressed, and government officials are not allowed to just do what they (or you) might want. They also have to act lawfully. We have a great community, and we continue to work to make it even better. Please contact me or other town officers if you need information about any of the issues we are confronting. I welcome your comments and responses to this newsletter.

Merry Duggin, Volunteer and Daniel Deputy Recorder  
merryduggin@msn.com

**DANIEL TOWN HALL MEETING  
MONDAY MAY 5 AT 6 PM  
CHARLESTON TOWN HALL  
3454 West 3400 South  
Charleston, UT**

**WEBSITE**  
Danielutah.org

**TOWN OF DANIEL OFFICERS**

**Town of Daniel  
2008 Meeting Schedule  
All Meetings will be held at the  
County Community service Bldg.  
North Conf. room# 132 at 55 S 500 E  
Heber City Utah**

Mayor Mike Duggin 654-5062  
Planning Eric Bunker 654-0409  
Treasurer Dan Harvath 671-8474  
Recorder Marilou Hall 503-0378  
Deputy Recorder Merry Duggin  
654-5062

**Daniel Town Council Meeting Dates  
2008**

***First Monday at 5:30 p.m.***  
Jan. 7<sup>th</sup>, Feb. 4<sup>th</sup>, March 3<sup>rd</sup>, April 7<sup>th</sup> May  
Town Hall (see above), Jun 2<sup>nd</sup>, July  
7<sup>th</sup>, Aug. 4<sup>th</sup>, Sept. 8<sup>th</sup>, Oct. 6<sup>th</sup>, Nov. 3<sup>rd</sup>,  
Dec. 1<sup>st</sup>. Of 2008

**Town Council**

Mayor Michael Duggin  
Town Council:  
Eric Bunker  
Jonathan Blotter  
Gary Walton  
Vacant Seat

**Daniel Town Planning Meeting Dates  
2008**

***The Third Wednesday at 7:00 p.m.***  
Jan 16<sup>th</sup>, Feb 20<sup>th</sup>, March 19<sup>th</sup>, April 16<sup>th</sup>,  
May 21<sup>st</sup>, June 18<sup>th</sup>, July 16<sup>th</sup>, Aug. 20<sup>th</sup>,  
Sept. 17<sup>th</sup>, Oct 15<sup>th</sup>, Nov. 19<sup>th</sup>, Dec. 17<sup>th</sup> of  
2008

**Planning Commission Board**

Chair: Eric Bunker  
V.Chair: Francis Smith  
Members:  
Boots Crisler  
Diane Grose  
Barry Hobbs  
Ed Pressgrove  
Gary Weight

**Application Due dates for Planning:**  
JAN.1, FEB.4, MAR.3, APR.1, MAY.1, JU  
NE 2, JULY 1, AUG.1, SEPT.2,  
OCT 1, NOV.3, DEC. 1 Of 2008

**Daniel Town Board of  
Appeals\Adjustments Meeting Dates  
*The First Tuesday of each month at  
7:00 p.m.***

Jan. 8<sup>th</sup>, Feb. 5<sup>th</sup>, March 4<sup>th</sup>, April 1<sup>st</sup>, May  
6<sup>th</sup>, June 3<sup>rd</sup>, July 1<sup>st</sup>, Aug. 5<sup>th</sup>, Sept. 2<sup>nd</sup>,  
Oct. 7<sup>th</sup>, Nov. 4<sup>th</sup>, Dec. 2<sup>nd</sup>. Of 2008

**Board of Appeals/Adjustments**

Chair: Chip Turner  
Members:  
Chris Anderson  
Renee Anderson  
Robert Armstrong  
David Hartle

**All Board of appeals will be as needed  
per application.**

