

**RESOLUTION NO. 2012- 8**  
**A RESOLUTION PROPOSING THE CREATION OF**  
**THE SNYDERVILLE BASIN CEMETERY DISTRICT**

**WHEREAS**, pursuant to Utah Code Annotated, §17B-1-101 et. seq. and §17B-2a-101 et. seq., the Summit County Council (hereinafter referred to as “Council”) is authorized to create a specialized local district, such as a cemetery maintenance district; and

**WHEREAS**, the Council has determined that the establishment of a cemetery in the Snyderville Basin area of Summit County is vital in serving the needs of the growing and aging population of unincorporated western Summit County; and

**WHEREAS**, the Council has determined that it is in the best interests of the residents of the unincorporated Snyderville Basin area of Summit County that a local district be organized for the purpose of providing one or more public cemeteries for its residents and the Council desires to initiate the statutorily authorized process for the creation of such a district; and

**WHEREAS**, the Council has further determined that subject to the appropriate public hearing and protest process as required by statute, it is in the best interests of the residents of the unincorporated Snyderville Basin area that the local district as contemplated, by organized as a specialized local district, more specifically, a cemetery maintenance district, pursuant to the authority of §17B-1-101 et. seq. and §17B-2a-101 et. seq.

**NOW THEREFORE**, BE IT RESOLVED BY THE COUNTY COUNCIL OF SUMMIT COUNTY, STATE OF UTAH AS FOLLOWS:

Section 1. **Intent.** The Council hereby expresses its intent to create a specialized local district pursuant to the provisions of Utah Code Annotated, §17B-1-101 et. seq. and §17B-2a-101 et. seq., to be specifically organized as a cemetery maintenance district for the purpose of providing one or more public cemeteries to the residents of the unincorporated Snyderville Basin area.

Section 2. **Name.** It is proposed that the name of the cemetery maintenance district be the “Snyderville Basin Cemetery District.”

Section 3. **Powers.** It is intended that the cemetery maintenance district shall have and exercise, through its proper officers, all power and authority conferred upon local districts in general and cemetery maintenance districts specifically, created for the purposes herein described under, and by virtue of Utah Code Annotated, §17B-1-101 et. seq. and §17B-2a-101 et. seq., and all laws amendatory thereof and supplemental thereto and all such power and authority as may hereinafter be conferred by law.

Section 4. **Declaration of Benefit and Territorial Exclusion.** The Council does hereby find and declare that, subject to further information to be obtained through a public hearing(s): No property which will not benefit from the services to be provided by the district and by improvements to be made by the district, is included within the boundaries thereof; and

no territory included within the boundaries of the district is included in whole or in part within the boundaries of any other local district that is now providing the same services that will be supplied by the district. The Council further intends that each parcel of property within the district will be benefitted by the creation of the district and by improvements made by the district, ratably with all other parcels of property within the district in proportion to the parcel's taxable value and that each such parcel will be assessed equally in proportion to its taxable value for the purpose of cemetery improvement and maintenance.

Section 5. **Services of the District.** It is contemplated and intended that the district shall provide one or more public cemeteries to the residents of the unincorporated Snyderville Basin area, and shall ensure that such public cemeteries are beautified, improved, and maintained.

Section 6. **Boundaries.** It is intended that the district shall be generally inclusive of the entire boundary of the Snyderville Basin Recreation Special Service District, excepting therefrom that portion lying within the City of Park City; also excepting therefrom those portions lying within Sections 13, 14 and 22 T 2 S R 4 E, SLBM; also excepting therefrom those portions lying within Section 25 T 2 S, R 3 E, SLBM; also excepting therefrom the following described parcels: SS-104-B, SS-104-1-B, SS-104-1-B-1-X, and SS-65-A. A more detailed description and map is attached hereto and incorporated herein as Exhibit A.

Section 7. **Board of Trustees.** It is intended that the district shall eventually be governed by a five (5) member Board of Trustees to be appointed by the County Council in accordance with Utah State law.

Section 8. **Method of Funding.** It is intended that the Board of Trustees shall have the authority to annually impose fees and charges to pay for all or a part of the services to be provided by the district. It may also annually levy taxes upon all taxable property within the district, to provide the proposed services, and may issue bonds for the acquisition and construction of facilities, systems or improvements to provide said services, provided, however, that the levy to provide said services or to repay said bonds, must be authorized and approved by a majority of the qualified electors of the district at an election held for that purpose.

Section 9. **Estimated Average Financial Impact.** Based upon a review of other local districts, including cemetery maintenance districts within Summit County, it is estimated that an average household within the district would pay no more than \$20.00 per year to fund the district through taxes, bonds, or fees.

Section 10. **Public Hearing and Notice.** In conformance with the provisions of UCA §17B-1-210, a public hearing is hereby called and directed to be held on the proposed creation of the district. The public hearing is to be convened for the purpose of allowing the public to ask questions and obtain further information from the Council regarding the issue of creating a cemetery maintenance district. The Council hereby directs that County Staff take all action necessary to schedule an appropriate time and place for a public hearing(s) on the question of the district in accordance with law, such hearing to be properly noticed and advertised and held prior to June 2, 2012.

Section 11. **Severability.** If any one or more sections, sentences, clauses or parts of this resolution shall, for any reason, be questioned or held invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this resolution, but shall be confined in its operation to the specific sections, sentences, clauses or parts of this resolution so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause or part of this resolution in any one or more instances shall not affect or prejudice in any way the applicability and validity of this resolution in any other instances.

Section 12. **Repealer.** All resolutions, by-laws and regulations of the Board of Commissioners of Summit County, Utah, in conflict with this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, by-law, or regulation, or part thereof, heretofore repealed.

GIVEN by order of the County Council, this 18 day of April 2012.

*David E. [Signature]*

Chairperson

ATTEST:

*[Signature]*  
County Clerk



## Snyderville Basin Cemetery District Boundary

Beginning at the common intersection point on the Summit County, Salt Lake County and Morgan County lines, said point being located in the SW ¼ of Section 20, T1N R3E SLBM, & run thence Easterly along the Summit County and Morgan County line to a point on the North line of Sec 29, T1N R4E, thence E along the N line of said Sec 29 to the NE corner of said Sec 29, T1N R4E, thence S 10,560 ft along the E line of Sec 29 & Sec 32, T1N R4E to the SE corner of said Section 32, T1N R4E, thence E 10,560 ft along the N line of Sec 4 & Sec 3, T1S R4E to the NW corner of Section 2, T1S R4E SLBM, thence S 89°36'41" E 567.30 ft to a stone found at the SW corner of Sec 35, T1N R4E SLBM, thence along the W line of said Sec 35, T1N R4E, N 00°47'21" E 5248.25 ft to a fence corner found at the NW corner of said Sec 35, T1N R4E, thence E along the N line of said Sec 35, S 89°57'25" E 5063.95 ft to a stone found at the NE corner of said Sec 35, T1N R4E, thence S 00°24'17" W along the E line of said Sec 35, T1N R4E, 5268.16 ft to a stone found at the SE corner of Sec 35, T1N R4E, thence E along the N line of Sec 1, T1S R4E, N 89°48'36" E 2528.81 ft to a rebar found at the N ¼ corner of Sec 1, T1S R4E, thence S 00°07'57" E 2309.38 ft to the SW corner of the NE ¼ of said Sec 1, T1S R4E, thence S 89°25'16" E 2682.59 ft to the E ¼ corner of said Sec 1, T1S R4E, thence S 00°05'47" E 2678.60 ft along the E line of Sec 1, T1S R4E, to the NE corner of Sec 12, T1S R4E, thence S 00°05'47" E along the E line of said Sec 12, T1S R4E, 5353.21 ft to a stone found at the SE corner of said Sec 12, T1S R4E, thence S along the E line of Sec 13, T1S R4E, S 00°35'51" E 5311.76 ft to a stone found at the SE corner of Sec 13, T1S R4E, thence along the E line of Sec 24, T1S R4E, S 0°02'26" W 5315.23 ft to a rebar found at the SE corner of Sec 24, T1S R4E, thence N 89°50'58" W 1338.50 ft to the NW corner of the NE ¼ of the NE ¼ of Sec 25, T1S R4E, thence S 00°01'14" W 2660.23 to the SW corner of the SE ¼ of the NE ¼ of Sec 25, T1S R4E, thence S 00°00'30" E 1343.82 ft to the SW corner of the NE ¼ of the SE ¼ of Sec 25, T1S R4E, thence S 89°49'21" E 1336.97 ft to the SE corner of the NE ¼ of the SE ¼ of said Sec 25, T1S R4E, thence along the E line of Sec 25, T1S R4E, S 00°01'22" W 1321.75 ft to a stone found at the SE corner of said Sec 25, T1S R4E, thence S along the E line of Sec 36, T1S R4E, to the intersection of the Summit, Wasatch County Boundary line; thence along the Summit County Boundary line in the following general directions Southerly; thence Southwesterly; thence Northwesterly; thence Northeasterly; to the point of beginning.

Excepting therefrom that portion lying within the City of Park City

Also: excepting therefrom those portions lying within Sections 13,14 & 22 T2S R4E SLBM

Also: excepting therefrom that portion lying within Section 25 T2S R3E SLBM

Exhibit A

Also Excepting therefrom the following described parcels:

**SS-104-B**

BEG N 545.80 FT & W 296 FT FR S 1/4 COR SEC 5 T2SR4E SLBM, RUN TH W 204 FT; N 200 FT; E 204 FT; S 200 FT TO BEG CONT 0.93AC

**SS-104-1-B**

PARCEL 1: THAT PORTION OF THE FOLLOWING DESC PARCEL LYING WITHIN THE PARK CITY LIMITS: BEG AT A POINT WEST 2403.70 FT, AND NORTH 655.95 FT FROM THE SE CORNER OF SEC 5, T2SR4E SLBM: THENCE WEST 144.50 FT; THENCE SOUTH 0°44'37" EAST 110.15 FT; THENCE WEST 49.98 FEET; THENCE SOUTH 5°36'06" EAST 598.43 FT TO THE NORTH LINE OF PAYDAY DRIVE AND TO A POINT ON A 342.50 FOOT RADIUS CURVE TO THE LEFT THE CENTER OF WHICH BEARS SOUTH 2°16'05" EAST; THENCE SW'LY ALONG SAID CURVE TO THE LEFT AND SAID NORTH LINE THROUGH A CENTRAL ANGLE OF 8°09'58" A DISTANCE OF 48.81 FT TO A POINT ON A 292.50 FOOT RADIUS CURVE TO THE RIGHT THE CENTER OF WHICH BEARS NORTH 10°26'03" WEST; THENCE SW'LY ALONG SAID CURVE TO THE RIGHT AND SAID NORTH LINE THROUGH A CENTRAL ANGLE OF 10°26'03" A DISTANCE OF 53.27 FT; THENCE WEST ALONG SAID NORTH LINE 235.65 FT; THENCE NORTH 605.80 FT; THENCE EAST 139.68 FT; THENCE NORTH 233.63 FEET TO A FENCE LINE ON THE SOUTH LINE OF ASPEN SPRINGS SUBDIVISION AS RECORDED; THENCE SOUTH 88°52'28" EAST ALONG SAID FENCE LINE AND SAID SOUTH LINE 89.22 FT; THENCE NORTH 82°44'39" EAST ALONG SAID FENCE LINE AND SAID SOUTH LINE 34.35 FT TO A FENCE LINE ON THE EAST LINE OF ASPEN SPRINGS SUBDIVISION; THENCE NORTH 5°06'23" WEST ALONG SAID FENCE LINE AND SAID EAST LINE 306.43 FT; THENCE NORTH 4°09'13" WEST ALONG SAID FENCE LINE AND SAID EAST LINE 252.24 FT; THENCE EAST 245.46 FT; THENCE SOUTH 0°44'37" EAST 682.93 FEET TO THE PT OF BEG.

ALSO PARCEL 2: BEG AT A POINT WEST 2403.70 FT, AND NORTH 655.95 FT FROM THE SOUTHEAST CORNER OF SEC 5 T2SR4E, SLBM: TH EAST 187.26 FT; TH SOUTH 577.14 FT TO THE NORTH LINE OF THAYNES CREEK RANCH SUBDIVISIONS AS RECORDED; TH WEST ALONG SAID NORTH LINE 80.00 FT TO THE WEST LINE OF THAYNES CREEK RANCH SUBDIVISIONS AS RECORDED; THENCE SOUTH ALONG SAID WEST LINE 128.30 FT TO THE NORTH LINE OF PAYDAY DRIVE; THENCE WEST ALONG SAID NORTH LINE 228.35 FT TO A POINT ON A 342.50 FOOT RADIUS CURVE TO THE LEFT THE CENTER OF WHICH BEARS SOUTH; THENCE SW'LY ALONG SAID CURVE TO THE LEFT AND SAID NORTH LINE THROUGH A CENTRAL ANGLE OF 2°16'05" A DISTANCE OF 13.56 FT; THENCE NORTH 5°36'06" WEST 598.43 FT, THENCE EAST 49.98 FT; THENCE NORTH 0°44'37" WEST 110.15 FT; THENCE EAST 144.50 FT TO THE PT OF BEG. CONT 235,224 SQ FT OR 5.4000 AC. (LESS 0.13 AC M/L LYING WITHIN PARK CITY LIMITS) (LESS 0.31 AC THAYNES CREEK RANCH 1B) BAL 13.57 AC.

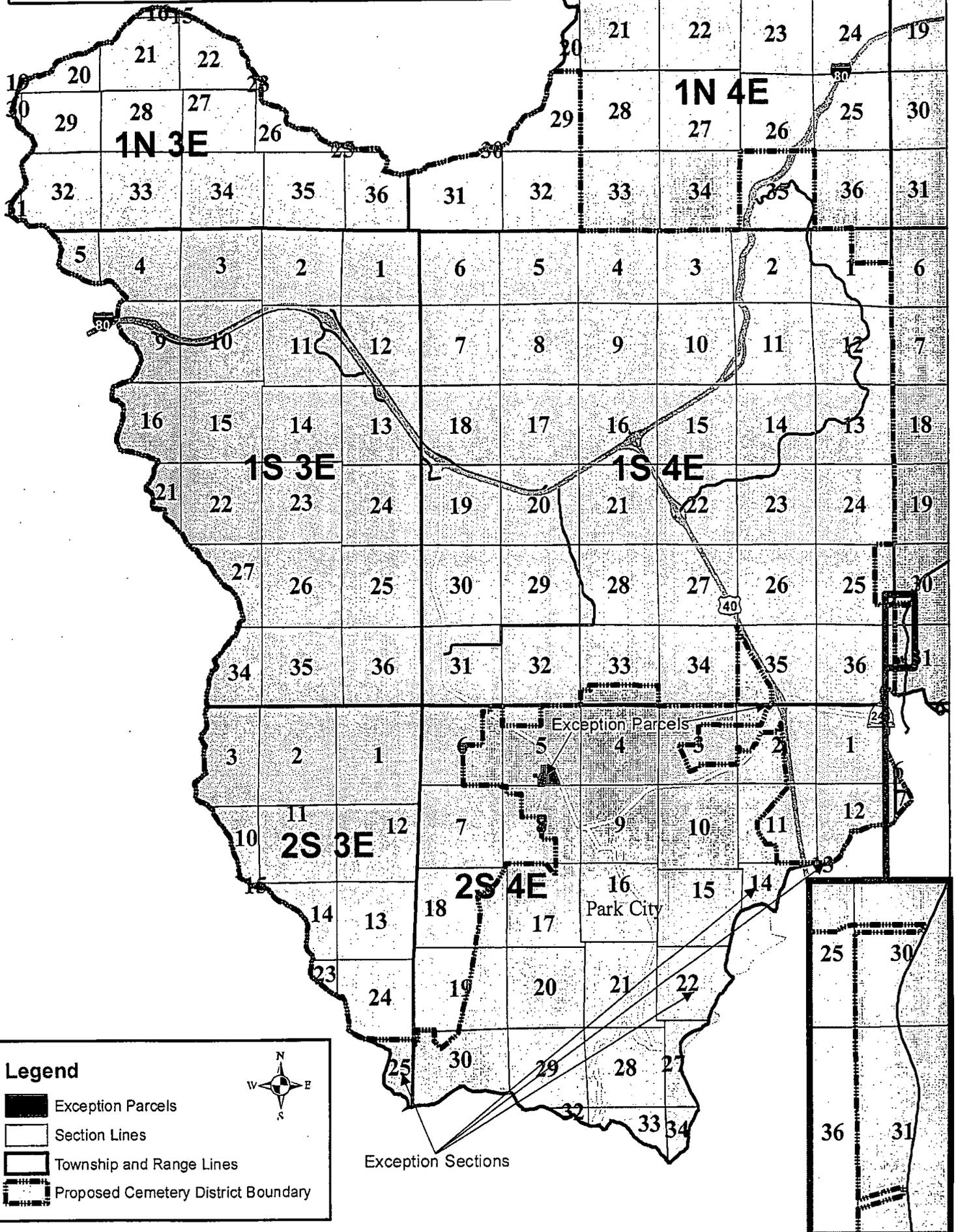
**SS-104-1-B-1-X**

BEG AT A PT W 2403.70 FT & N 655.95 FT FROM THE SE COR OF SEC 5 T2SR4E SLBM; TH E 187.26 FT; TH S 577.14 FT TO THE N LINE OF THAYNES CREEK RANCH SUBDIVISION AS RECORDED; TH E ALONG SD N LINE 831.89 FT TO THE W LINE OF STATE HWY U-224; TH N 21°12' W ALONG SD W LINE 1351.47 FT; TH W 539.30 FT; TH S 0°44'37" E 682.93 FT TO THE PT OF BEG CONT 871,200 SQ FT OR 20.0000 AC (LESS 0.44 AC LYING IN PARK CITY LIMITS) BAL 19.56 AC

**SS-65-A**

(REMAINING DESCRIPTION FOR ASSESSMENT PURPOSES): A PARCEL OF LAND IN THE SE 1/4 OF THE SW 1/4 OF SEC 35 T1SR4E SLBM; DESC AS FOL: BEG IN THE S LINE OF SAID SEC 35 AT A PT 2048.43 FT S 89°53'00" E FRM THE SW COR OF SAID SEC 35; TH S 89°53'00" E 192.46 FT; TH N 46°13'24" E 134.57 FT; TH N 11°42'39" W 166.28 FT; TH S 45°02'17" W 361.62 FT TO THE PT OF BEG.

# Proposed Snyderville Basin Cemetery District Boundaries



**Legend**

-  Exception Parcels
-  Exception Sections
-  Section Lines
-  Township and Range Lines
-  Proposed Cemetery District Boundary