

**APPENDIX A**  
**Snyderville Basin Cemetery District Approval**

**NOTICE OF INTENTION TO CREATE THE  
SNYDERVILLE BASIN CEMETERY DISTRICT**

PUBLIC NOTICE is hereby given by the County Council of Summit County, Utah (the "Council") that, in conformance with the pertinent provisions of the Local District Act, §17B-1-201 *et seq.* and §17B-2a-101 *et seq.*, Utah Code Annotated (1953), as amended, (the "Act"), the Council has duly adopted a resolution in conformance with the provisions of the Act, proposing and declaring its purpose to initiate proceedings to create a cemetery maintenance district for the purpose of providing one or more public cemeteries to the residents of the unincorporated Snyderville Basin area.

The area to be included within 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.

It is intended that the district shall be eventually governed by a five (5) member Board of Trustees to be appointed by the Council in accordance with Utah State law. It is intended that the 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 the Act, and all laws amendatory thereof and supplemental thereto and all such power and authority as may hereinafter be conferred by law.

It is intended that the district 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. 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.

**A PUBLIC HEARING ON THE PROPOSAL TO ESTABLISH THE DISTRICT IS HEREBY CALLED AND SET FOR THE 23<sup>RD</sup> DAY OF MAY, 2012, AT 6:00 P.M. AT THE SHELDON RICHINS BUILDING, 1885 WEST UTE BLVD, PARK CITY, UT 84098, AT WHICH TIME AND PLACE ALL INTERESTED PARTIES MAY ASK QUESTIONS AND OBTAIN FURTHER INFORMATION REGARDING THE CREATION OF THE DISTRICT.**

Any owner of real property or registered voter within the proposed district may protest creation of the district by filing a written protest with the Summit County Clerk not later than sixty (60) days after the public hearing. This Notice is given pursuant to and in accordance with the provisions of §17B-1-211 of the Act. This Notice, together with the resolution of the Council authorizing the same, is on file and may be inspected at the office of the Summit County Clerk, 60 North Main Street, Coalville, Utah 84017.

## APPENDIX B

### Van Martin's List of Possible Cemetery Sites in the Snyderville Basin

#### POSSIBLE SNYDERVILLE BASIN CEMETERY SITES

(Arranged from most to least likely due to possible conflicts)

1. That portion of section 27 that is west of and adjacent to highway 40.
2. In the open space below the Utah Winter Sports Park.
3. On the open space acquired from Nadine Gilmore either next to the LDS church or old ranch road.
4. North of the Bittner family home on the back road to Glenwild.
5. In the meadow south of old ranch road opposite the 400 north road.
6. Somewhere on the exterior edge of the Osguthorpe property off old ranch road.
7. In the Willow Park open space north of the park, adjacent to split rail road.
8. On the property between the Mtn. Regional pump house and the Ralph Miles home on old ranch road.
9. On the property south of old ranch road and Snyder's Mill subdivision between two creeks and shadow mtn.
10. On the open space acquired from Ike Koleman off highway 224.

#### Notes:

- + What may or may not be done on designated open space?
- + Would it be possible to use a portion of the Swanner Park?
- + Under typical zoning practice where are cemeteries allowed or prohibited?

**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 The*

Chairperson

ATTEST:

*K...*  
County Clerk



Appendix C - Certification of Incorporation of the Snyderville Basin Cemetery District



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF INCORPORATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH,  
HEREBY CERTIFY THAT there has been filed in my office a notice of incorporation of  
SNYDERVILLE BASIN CEMETERY DISTRICT, dated November 28<sup>th</sup>, 2012,  
complying with Section 17B-1-215, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the  
attached is a true and correct copy of the notice of incorporation, referred to above, on  
file with the Office of the Lieutenant Governor pertaining to SNYDERVILLE BASIN  
CEMETERY DISTRICT, located in Summit County, State of Utah.

IN TESTIMONY WHEREOF, I have  
hereunto set my hand, and affixed the Great  
Seal of the State of Utah this 16<sup>th</sup> day of  
January, 2013 at Salt Lake City, Utah.

\_\_\_\_\_  
GREG BELL  
Lieutenant Governor



DAVID R. BRICKEY  
COUNTY ATTORNEY

SUMMIT  
COUNTY

Summit County Courthouse • 60 N. Main • P.O. Box 128 • Coalville, Utah 84017  
Telephone (435) 3363206 Facsimile (435) 3363287  
email: (first initial)(last name)@co.summit.ut.us

Criminal Division

JOY NATALE  
Prosecuting Attorney

MATTHEW BATES  
Prosecuting Attorney

RYAN P.C. STACK  
Prosecuting Attorney

Civil Division

DAVID L. THOMAS  
Chief Deputy

JAMI R. BRACKIN  
Deputy County Attorney

HELEN B. STRACHAN  
Deputy County Attorney

November 29, 2012

Utah Lieutenant Governor's Office  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, Utah 84114

*Re: Certification of Incorporation for Cemetery  
Maintenance District in Summit County, State of Utah*

To Whom It May Concern:

My name is Helen Strachan and I am a deputy attorney for Summit County. Pursuant to UCA §17B-1-201, et. seq. and §17B-2a-101, et. seq., Summit County recently formed the "Snyderville Basin Cemetery District," which is a specialized local district (cemetery maintenance district). An election was held on the question of whether the district should be created and a majority of those within the proposed local district boundaries voting at the November 6, 2012 election voted in favor of the district's creation. The canvass of the election was held on November 19, 2012. That said, please find enclosed a copy of a notice of impending boundary action and a copy of an approved final local entity plat that meets the requirements of UCA §67-1a-6.5. I understand that once these documents are received and assuming all requirements are met, your office will issue a certificate of incorporation. Upon your issuance of a certificate of incorporation, we shall file the necessary records with the Summit County Recorder. Please let me know if you have any questions or concerns, or if you need anything else. I appreciate your help.

Sincerely,



Helen E. Strachan  
Deputy Summit County Attorney

Enclosures

**Notice of Impending Boundary Action**

Pursuant to Utah Code Annotated §67-1a-6.5, the County Council of Summit County hereby provides the Lieutenant Governor's Office written notice of an impending boundary action that effects Summit County and the Snyderville Basin Cemetery District.

As required by UCA §17B-1-201, et. seq. and §17B-2a-101, et. seq., Summit County recently formed the "Snyderville Basin Cemetery District," which is a specialized local district (cemetery maintenance district). An election was held on the question of whether the district should be created and a majority of those within the proposed local district boundaries voting at the November 6, 2012 election voted in favor of the district's creation. The canvass of the election was held on November 19, 2012.

The Summit County Council hereby certifies that all the requirements for the creation of this specialized local district have been complied with pursuant to UCA §17B-1-201, et. seq. and §17B-2a-101, et. seq.

*David Yu*

CHAIRPERSON OF THE SUMMIT  
COUNTY COUNCIL

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County this 28 day of November, 2012.

*Kristi Davis*  
COUNTY CLERK



