

RESOLUTION NO. 99-82

A RESOLUTION ESTABLISHING THE TRAVERSE RIDGE SPECIAL SERVICE DISTRICT, AUTHORIZING THE IMPROVEMENTS, PURPOSES AND SERVICES OF THE DISTRICT AS SET FORTH IN THE NOTICE OF INTENTION TO CREATE THE DISTRICT; AND RELATED MATTERS.

BE IT RESOLVED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. The City Council of the City of Draper, Utah (the "City Council") has been presented with a petition requesting the provision of transportation, including snow removal, and sanitation and street lighting described in the Notice of Intention concerning the establishment of the Traverse Ridge Special Service District (the "District").

Section 2. The City Council has heretofore considered each and every protest filed and has heard each and every person who wished to be heard in protest against the creation of the District or the construction of any of the improvements therein, or on any other matter pertinent to the District.

Section 3. The City Council hereby finds that less than 50% of the qualified voters of the territory proposed to be included within the proposed District and the owners of less than 50% of the assessed value (or taxable value) of taxable property included within the proposed District have filed written protests against the establishment of said District or against the specified type of service, within said District, proposed to be furnished.

Section 4. The following improvements, purposes and services which were among those proposed and described in the Notice of Intention to create the District are hereby authorized. The District is to be created for the purpose of providing transportation, including snow removal, street lighting services, repairing and maintaining roads, sweeping and disposal services and the District is hereby created for the purposes stated above.

Section 5. The City Council of Draper City, Utah, shall control and have supervisory authority over all activities of the District, but may, in its discretion, delegate certain of its powers to an administrative control board as permitted by the Utah Special Service District Act, Title 17A, Chapter 2, Part 13, *Utah Code Annotated*, 1953, as amended.

Section 6. The boundaries of the Traverse Ridge Special Service District are set forth in Exhibit "A," attached hereto and incorporated herein by reference.

Exhibit "A"

Description of the Proposed District

EXHIBIT "A"
LEGAL DESCRIPTION OVERALL BOUNDARY
PER THOMPSON-HYSELL ENGINEERS RECORD OF SURVEY SIGNED 9/1/98

All of that certain real property situated in the counties of Salt Lake and Utah, State of Utah, all in Township 4 South, Range 1 East, Salt Lake Base and Meridian and being more particularly described as follows:

Beginning at a Utah County monument marking the east quarter corner of Section 14, Township 4 South, Range 1 East, thence South 00°33'23" West along the east line of said Section 14 for 1361.92 feet; thence South 89°42'28" West for 1076.44 feet; thence South 00°20'20" West for 2582.07 feet to a point on the north line of the south half of the northeast quarter corner of Section 23; thence South 89°47'00" West along said north line for 1583.21 feet; thence North 00°14'17" East for 1322.97 feet to a Utah County monument marking the north quarter corner of said Section 23; thence North 89°49'17" West along the north line of said Section 23 for 2652.05 feet to the Utah County monument marking the northwest corner of said Section 23; thence North 89°45'27" West along the north line of Section 22 for 134.49 feet to a found rebar; thence South 62°44'11" West for 590.23 feet to a found rebar; thence South 54°43'11" West 1669.14 feet; thence South 66°22'44" West for 1540.56 feet; thence South 73°56'59" West for 899.58 feet; thence South 89°59'59" West for 2900.00 feet; thence North 00°00'01" West for 715.98 feet to a found rebar; thence South 89°59'59" West for 3540.61 feet to a found rebar; thence North 01°18'43" West for 1356.48 feet to a point lying on the north line of Section 21, said point also lying on the south line of Section 16; thence North 89°47'37" West along said south line of said Section 16 for 942.32 feet to a Utah County monument marking the southwest corner of said Section 16; thence North 89°45'59" West along the south line of Section 17 for 2622.61 feet to a Utah County monument marking the south quarter corner of said Section 17; thence North 89°45'47" West continuing along the south line of said Section 17 for 2622.36 feet to a Utah County monument marking the southwest corner of Section 17; thence North 00°28'45" East along the west line of said Section 17 for 2632.35 feet to a Utah County monument marking the west quarter corner of said Section 17; thence South 89°35'12" West on the north line of the south half of Section 18 for 1834.88 feet; thence North 50°15'33" East for 2418.18 feet to a point on the west line of said Section 17; thence North 00°55'12" East along the west line of said Section 17 for 1077.09 feet to a Salt Lake County monument marking the northwest corner of said Section 17; thence South 89°18'03" East for 5297.88 feet; thence North 01°16'41" East 1298.22 feet to a point on the west line of Section 9 from which a found stone marking the west quarter corner of Section 9 bears North 01°16'41" East 1299.40 feet; thence South 89°40'54" East for 1425.24 feet to a found rebar; thence North 02°20'34" West for 1304.48 feet to a found rebar; thence South 89°50'46" East for 745.59 feet; thence South 01°31'13" East for 900.38 feet; thence South 89°50'46" East 928.86 feet; thence North 33°50'38" East for 1081.66 feet; thence South 89°50'47" East for 1681.37 feet; thence continuing South 89°50'47" East for 153.76 feet to a point on the west line of Uwe and Ullrich Michel recorded in Salt Lake County Records Office in Deed Book 3158 at Page 862, from which an existing rebar marking the northwest corner of said Michel property bears North 00°00'11" West 150.15 feet; thence South 00°00'11" East along the west line of said Michel property for 1167.26 feet to a found rebar lying on the north line of

the south half of the southwest quarter corner of Section 10; thence South 89°51'53" East along said north line for 685.36 feet to a found rebar; thence South 89°52'09" East continuing along said north line for 2663.80 feet to a point marking the northeast corner of the southeast quarter of the southwest quarter of said Section 10; thence South 00°10'32" West along the east line of the southeast quarter of the southwest quarter of said Section 10 for 1310.04 feet to a Utah County monument marking the south quarter corner of said Section 10; thence South 89°59'52" East along the south line of said Section 10 for 2665.49 feet to a Utah County monument marking the southeast corner of Section 10; thence North 00°06'53" East along the east line of said Section 10 for 2607.72 feet to a Utah County monument marking the east quarter corner of said Section 10; thence North 00°06'53" East continuing along the east line of said Section 10 for 1233.76 feet to a point, said point marking the southwest corner of Jay V. Beck and purported to lie on the Salt Lake, Utah County line, all as described in Deed Book 7428 at page 280; thence North 51°02'30" East along said line for 2226.30 feet to a point on the north line of Section 11; thence North 89°05'18" East along the north line of said Section 11 for 3631.04 feet to a stone marking the northeast corner of said Section 11; thence South 00°07'58" East along the east line of said Section 11 for 1330.59 feet to the northeast corner of the south half of the northeast quarter of said Section 11; thence South 89°23'02" West along said north line for 2685.15 feet to the northwest corner of the south half of the northeast quarter of said Section 11; thence South 00°07'39" West for 2624.64 feet to the northwest corner of the south half of the southeast quarter of said Section 11; thence North 89°45'56" East along the north line of the south half of the southeast quarter of said Section 11 for 1342.54 feet to the northeast corner of the southwest quarter of the southeast quarter of said Section 11; thence South 00°15'27" West for 1309.88 feet to the southeast corner of the southwest quarter of the southeast quarter of said Section 11; thence South 00°22'46" East to the east line of the west half of the northeast quarter of Section 14 for 2647.93 feet; thence South 89°33'59" East for 1346.64 feet to the POINT OF BEGINNING;

Containing 3788.5474 acres

LESS AND EXCEPT

That certain real property situated in the northwest quarter of Section 15 and the northeast quarter of Section 16 all in Township 4 South, Range 1 East, Salt Lake Base and Meridian being more particularly described as follows:

Commencing at a Utah County monument marking the north quarter corner of said Section 15; thence South 89°59'56" West along the north line of said Section 15 for 1978.51 feet to a found rebar; said rebar being the POINT OF BEGINNING; thence South 00°00'07" West for 2630.30 feet to a found rebar; thence South 89°59'56" West for 1374.60 feet to a found rebar; thence North 00°00'07" East for 2630.30 feet to a found rebar; thence North 89°59'56" East for 1374.60 feet to the POINT OF BEGINNING.

Containing 83.0030 acres.

LESS AND EXCEPT

Certain real property situated in Utah County, State of Utah in the southwest quarter of Section 15, Township 4 South, Range 1 East, Salt Lake Base and Meridian being more particularly described as follows:

Beginning at a Utah County monument said monument marking the west quarter corner of said Section 15; thence North 89°18'27" East along the north line of the south half of said Section 15; for 458.71 feet; thence South 00°30'16" East for 2683.86 feet to a Utah County monument in the southwest corner of said Section 15; thence North 10°12'31" West for 2721.29 feet to the POINT OF BEGINNING.

Containing 14.1312 acres

LESS AND EXCEPT

That certain real property situated in Salt Lake County, State of Utah, in the southeast quarter of Section 9, Township 4 South, Range 1 East, Salt Lake Base and Meridian being more particularly described as follows:

Commencing at a Salt Lake County monument, said monument marking the southeast corner of Section 9; thence South 89°52'50" West along the south line of said Section 9 for 1500.00 feet to the POINT OF BEGINNING; thence South 89°52'50" West continuing along said south line for 375.00 feet; thence North 00°00'00" East for 585.00 feet; thence North 89°52'50" East for 375.00 feet; thence South 00°00'00" East for 585.00 feet to the POINT OF BEGINNING.

Containing 5.0361 acres.

LESS AND EXCEPT

A Strip of land Fifty (50.0) Feet wide and included between two lines extended to the property lines and everywhere equally distant Twenty-five (25.0) Feet on each side of that portion of the following described center line of the Alpine-Draper Tunnel between Station 2+29.6 to Station 25+32.6, measured at right angles thereto. Said center line is more particularly described as follows:

Beginning at Station 2+29.6, a point on the Grantor's property, which property is in the West Half of the Northwest Quarter (W½NW¼) of Section Twenty-three (23), and the Northeast Quarter of the Northeast Quarter (NE¼NE¼) of Section Twenty-two (22), all in Township Four (4) South, Range One (1) East, Salt Lake Base and Meridian, from which point the Northwest corner of said Section 23 bears North One Thousand Nine Hundred Eighty-four and Three-tenths (1,984.3) Feet and West Five Hundred Ninety (590.0) Feet; thence North 30°30' West Twenty-three Hundred Three (2303.0) Feet to Station 25+32.6, a point on the North line of the Grantor's property, from which point the Northeast corner of said Section 22 bears East Five Hundred Seventy-eight and Eight-tenths (578.8) Feet; Containing 2.64 acres, more or less;

AND

A strip of land Fifty (50.0) Feet wide and included between two lines extended to the property lines and everywhere equally distant Twenty-five (25.0) Feet on each side of that portion of the following described center line of the Alpine-Draper Tunnel between Station 86+60.5 to Station 114+90.2, measured at right angles thereto. Said center line is more particularly described as follows:

Beginning at Station 86+60.5, a point on the South line of the Grantor's property in the Southwest Quarter (SW $\frac{1}{4}$) of Section Ten (10), Township Four (4) South, Range One (1) East, Salt Lake Base and Meridian, from which point the Northwest corner of said Section 10 bears North Five Thousand Seventy-eight and Two-tenths (5078.2) Feet and West Twenty-six Hundred Sixty-seven and Eight-tenths (2667.8) Feet; thence North 30°30' West Twenty-eight Hundred Twenty-nine and Seven-tenths (2829.7) Feet to Station 114+90.2, a point on the North line of the Grantor's property, from which point the Northwest corner of said Section 10 bears North Twenty-six Hundred Forty (2640.0) Feet and West Twelve Hundred Thirty-one and Six-tenths (1231.6) Feet; Containing 3.25 acres, more or less;

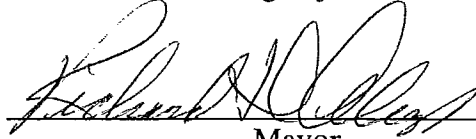
AND

A strip of land Fifty (50.0) Feet wide and included between two lines extended to the property lines and everywhere equally distant Twenty-five (25.0) Feet on each side of that portion of the following described center-line of the Alpine-Draper Tunnel between Station 25+32.6 and Station 71+28.5, measured at right angles thereto. Said center line is more particularly described as follows:

Beginning at Station 25+32.6, a point on the South line of the Grantor's property in the Southeast Quarter (SE $\frac{1}{4}$) of Section Fifteen (15), Township Four (4) South, Range One (1) East, Salt Lake Base and Meridian, from which point the Southeast corner of said Section 15 bears East Five Hundred Seventy-eight and Eight-tenths (578.8) Feet; thence North 30°30' West Forty-five Hundred Ninety-five and Nine-tenths (4595.9) Feet to Station 71+28.5) a point on the North line of the Grantor's property, from which point the Southeast corner of said Section 15 bears South Thirty-nine sixty (3960.0) Feet and East Twenty nine Hundred Eleven and Five-tenths (2911.5) Feet; Containing 5.28 acres, more or less:

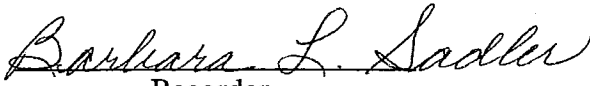
(Here follows other business not pertinent to the above.)

Pursuant to motion duly made and seconded, the meeting adjourned.

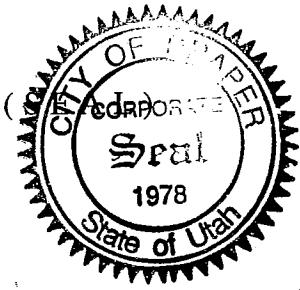


Mayor

ATTEST:



Recorder



STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

I, Barbara Sadler, the duly appointed, qualified Recorder of the City Council of the City of Draper, Utah, do hereby certify as follows:

That the foregoing pages constitute a full, true and correct copy of the record of proceedings of the City Council of the City of Draper, Utah held on December 28, 1999, insofar as said proceedings relate to the hearing of protests against and the establishment of the Traverse Ridge Special Service District as the same appears of record in my office. I personally attended said meeting, and the proceedings were in fact as specified in said minutes.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Council this 28th day of December, 1999.

Barbara L. Sadler
Recorder

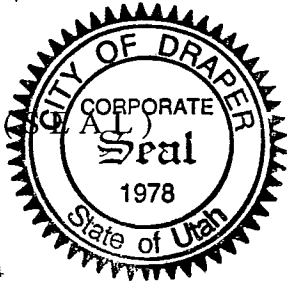


EXHIBIT "A"

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

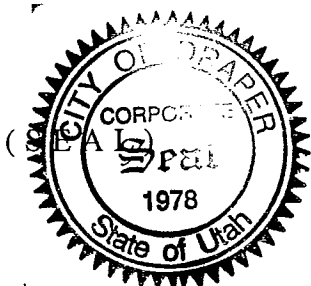
I, Barbara Sadler, the undersigned City Recorder of the City of Draper, Utah (the "City"), do hereby certify, according to the records of the City in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated, 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time, and place of the December 28, 1999 public meeting held by the City as follows:

(a) By causing a Notice, in the form attached hereto as Schedule "A", to be posted at the City's principal offices on December 23, 1999, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

(b) By causing a copy of such Notice, in the form attached hereto as Schedule "A", to be delivered to the Deseret News on December 23, 1999, at least twenty-four (24) hours prior to the convening of the meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this 29th day of December, 1999.

Barbara L. Sadler
Recorder



SCHEDULE "A"

NOTICE OF MEETING



CITY COUNCIL AGENDA

Notice is hereby given that the Draper City Council will hold a **Business Meeting at 5:45 p.m. on December 28, 1999**, at 12441 South 900 East, Room 300, Draper, Utah.

The Agenda shall be as follows:

(Times listed for each item on the agenda are approximate and may be accelerated)

BUSINESS MEETING - 5:45 P.M. - ROOM 300

- 5:45 p.m.** Closed Meeting to discuss litigation, property acquisition and the character and professional competence or physical or mental health of an individual. **(15:00)**
- 6:00 p.m.** 1. **Welcome.**
- 6:05 p.m.** 2. **Public Hearing:** Consideration of Traverse Ridge Special Service District for Public Work Type Services **(15:00)**
- 6:20 p.m.** 3. **Action Item:** Consideration of Property Settlement Agreement for (1) Traverse Ridge Road Condemnation and (2) South Mountain Lawsuits **(20:00)**
- 6:40 p.m.** 4. **Action Item:** Consideration of South Mountain Development Standards and Exhibits "A" through "J" **(45:00)**
- 7:25 p.m.** 5. **Action Item:** Consideration of Draper Conservation Area Master Plan **(15:00)**
- 7:40 p.m.** 6. **Action Item:** Approval of November 16th, November 23rd, and November 30th Minutes **(5:00)**

PUBLIC HEARING PROCEDURE AND ORDER OF BUSINESS

In compliance with the Americans with Disabilities Act, any individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Barbara Sadler, City Recorder, 576-6502 at least 24 hours prior to the meeting