

**RESOLUTION REGARDING SNOWBIRD SKI AND SUMMER RESORT PROPERTY
LOCATED IN AMERICAN FORK CANYON**

WHEREAS, Snowbird Ski and Summer Resort (Snowbird), and or related entities, owns certain real property located in American Fork Canyon much of which is currently used as accessory ski lifts and other various mountain resort facilities accessory to the Snowbird ski resort located in Salt Lake County;

WHEREAS, Snowbird has filed an appeal to the Utah County Board of Adjustment, Appeal #1552, requesting a conditional use for additional accessory ski lifts and various associated mountain resort facilities in the Critical Environment (CE-1) Zone, Sections 8, 17, 18, 19, 20, 29, T3S R3E in the American Fork Canyon area of Utah County;

WHEREAS, the requested facilities and uses would be constructed in the Mineral Basin and Mary Ellen Gulch areas in upper American Fork Canyon;

WHEREAS, Utah County recognizes the importance of private property rights, including the private property rights of Snowbird;

WHEREAS, Utah County also recognizes that private property rights, including the private property rights of Snowbird related to the Snowbird Property, are subject to legitimate land use controls, including zoning restrictions;

WHEREAS, Utah County also recognizes the importance of prescriptive easements, including all prescriptive easements that exist on the Snowbird Property;

WHEREAS, Utah County is aware that there are existing and potential environmental risks associated with the mine tailings and mining operations related to the historic mining activities in American Fork Canyon, including those located on the Snowbird Property;

WHEREAS, Utah County is also aware that American Fork Canyon is an important watershed for Utah County residents and that the Snowbird Property is an integral part of that watershed;

WHEREAS, Utah County, and other governmental entities located in Utah County, have a significant public interest in protecting the American Fork Canyon watershed and protecting the residents of Utah County from existing and potential environmental risks associated with the mine tailings and mining operations related to the historic mining activities in American Fork Canyon, including those located on the Snowbird Property.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Utah County, Utah, as follow:

1. Utah County requests that the Utah County Board of Adjustment carefully review and consider the Appeals and that, as a critical part of such review and consideration, the Board of Adjustment carefully consider the public interest in protecting the American Fork Canyon watershed, protecting the residents of Utah County from existing and potential environmental risks associated with the Snowbird Property, and protecting the rights of access and use that the public has through prescriptive easements that exist on the Snowbird Property.
2. Utah County further requests that the Utah County Board of Adjustment carefully review and consider the conditions for any approval related to the Appeals, if approved, and that the Board of Adjustment impose those conditions which the Board determines necessary

to protect the public interest in the American Fork Canyon watershed, to protect the residents of Utah County from existing and potential environmental risks associated with the Snowbird Property, and to protect the rights of access and use that the public has through prescriptive easements that exist on the Snowbird Property.

RESOLVED, APPROVED AND ADOPTED this ____ day of _____, 2016.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

Larry A. Ellertson, Chair

William C. Lee, Commissioner

Greg Graves, Commissioner

ATTEST:
BRYAN E. THOMPSON
Utah County Clerk/Auditor

By: _____
Deputy

APPROVED AS TO FORM:
JEFFREY R. BUHMAN
Utah County Attorney

By: _____
Deputy