

SALT LAKE COUNTY, UTAH

RESOLUTION NO. _____, 2021

**RESOLUTION INDICATING INTENT TO REORGANIZE
THE WASATCH FRONT WASTE AND RECYCLING DISTRICT
AS A LOCAL DISTRICT**

WHEREAS, on January 19, 1977, the Salt Lake County Commission established a special service district known as Salt Lake County Special Service District No. 1 (the “Sanitation District”) for the provision of garbage collection services in the unincorporated area of Salt Lake County; and

WHEREAS, much of the original area of the Sanitation District was subsequently incorporated into or annexed by municipalities, while remaining within and continuing to receive services from the Sanitation District; and

WHEREAS, the Salt Lake County Council established an Administrative Control Board (the “ACB”) to govern the Sanitation District and appoint members representing both Salt Lake County and the municipalities served by the Sanitation District; and

WHEREAS, by its Resolution No. 4670 (later amended by Resolution No. 5100 on July 12, 2016) (the “Governing Resolution”), as of January 1, 2013, the Salt Lake County Council delegated to the ACB full governance of the functions and activities of the Sanitation District; and

WHEREAS, the Governing Resolution renamed the Sanitation District the Wasatch Front Waste and Recycling District (“WFWRD”), and WFWRD has exercised and been subject to all the rights, powers, duties, governance, and responsibilities of a special service district under the provisions of the Special Service District Act, Title 17D of the Utah Code; and

WHEREAS, WFWRD, through its Board of Trustees, desires to be reorganized into a local district, governed under the Local District Act, Title 17B as provided under Section 17D-1-604 of the Utah Code (the “Reorganization Statute”); and

WHEREAS, the Salt Lake County Council now desires to indicate its intent to reorganize WFWRD from a special service district to a local district pursuant to the Reorganization Statute.

NOW, THEREFORE, it is resolved by the Salt Lake County Council as follows:

1. The Salt Lake County Council intends to reorganize WFWRD as a local district, pursuant to the reorganization rules set forth in Section 17D-1-604. The type of local district that WFWRD will be is an improvement district, subject to all the rights, powers, duties, governance, and responsibilities of an improvement district under the provisions of Title 17B, Chapter 2a, Part 4—Improvement District Act, the Utah Constitution, and other applicable state law.

2. The name of WFWRD shall continue to be the Wasatch Front Waste and Recycling District after its conversion to a local district.

3. The boundaries of WFWRD shall remain the same, encompassing the unincorporated portions of Salt Lake County; the Town of Brighton, the cities of Cottonwood Heights, Holladay, Millcreek, Taylorsville, Herriman, annexed portions of Murray and Sandy; and the metro townships of Copperton, Emigration Canyon, Kearns, Magna, and White City. A map of WFWRD's service boundary is attached hereto as Exhibit "B." Following the required public hearing, if the Council adopts a resolution approving this proposed reorganization, the Salt Lake County Surveyor's office will prepare a final local entity plat showing the official boundaries, for filing with the Lieutenant Governor.

4. The services that WFWRD shall be authorized to provide as a local district shall remain the same, namely the provision of garbage and recycling collection, transportation, and processing services for all persons owning property units (defined below) within the geographic boundaries of WFWRD (the "Services"). The Services may include curbside garbage and recycling service as well as temporary trailer services, area clean-up, green waste services, and other related services as are currently provided or which may be provided in the future (so long as they relate to the core service of garbage and recycling collection, transportation, and processing) as determined by the Board of Trustees of WFWRD.

- a. For the purposes of this Resolution, "property unit" shall have the same meaning as it does in the Governing Resolution: "a residential, single-family dwelling, each separate dwelling of a duplex, triplex, or fourplex, and each separate apartment house or complex, up to and including four apartments, and including upstairs, basement, garage or detached apartment or housing units; and shall exclude commercial, manufacturing, or industrial property used for those purposes."

5. The Board of Trustees of WFWRD shall be an appointed, rather than elected, board. The current Administrative Control Board for WFWRD will serve as the first Board of Trustees of the new local district. The current board consists of 14 members: one elected councilperson or mayor from each of the member municipalities and Salt Lake County (representing the unincorporated areas of Salt Lake County). The number of board members shall automatically adjust if the number of member municipalities changes; otherwise, the board composition may only be amended in accordance with Utah law.

6. All existing resolutions, rules, regulations, policies, and contracts adopted and executed by WFWRD's Administrative Control Board or its officers shall continue in full force and effect after the reorganization from a special service district to a local district, unless such has been rendered moot by the reorganization.

7. A public hearing shall be held in accordance with law. Notice of the public hearing shall be given in compliance with Utah Code Ann. § 17D-1-604(4). At or following the public hearing, this body may adopt a resolution giving its final approval of the reorganization of WFWRD as a local district.

8. This Resolution shall take effect immediately upon its passage.

ADOPTED this _____ day of _____, 2022.

Laurie Stringham, Chairperson

ATTEST:

Sherrie Swensen
Salt Lake County Clerk

Voting:

Council Member Alvord	_____
Council Member Bradley	_____
Council Member Bradshaw	_____
Council Member DeBry	_____
Council Member Granato	_____
Council Member Newton	_____
Council Member Snelgrove	_____
Council Member Stringham	_____
Council Member Theodore	_____

