

RESOLUTION NO. 2024-01

A RESOLUTION OF THE BOARD OF TRUSTEES (THE “BOARD”) OF AUTO MALL PUBLIC INFRASTRUCTURE DISTRICT (THE “DISTRICT”) TO CERTIFY A PETITION FOR ANNEXING APPROXIMATELY 3.25 ACRES INTO THE DISTRICT; AUTHORIZING THE PLAT AND OTHER DOCUMENTS IN CONNECTION THEREWITH; AUTHORIZING THE PUBLICATION OF NOTICE OF THIS RESOLUTION; AND RELATED MATTERS.

WHEREAS, a petition (the “Petition”) is anticipated to be filed with the District requesting and consenting to the annexation of approximately 3.25 acres pursuant to Utah Code §17D-4-201(3)(a) of the Public Infrastructure District Act, Title 17D, Chapter 4 of the Utah Code (the “PID Act”) and relevant portions of the Limited Purpose Local Government Entities - Special Districts, Title 17B (together with the PID Act, the “Act”); and

WHEREAS, the Petition is anticipated to contain the consenting signatures of 100% of the surface property owners (hereafter the “Property Owners”) within the area proposed to be annexed; and

WHEREAS, there are no registered voters within the area to be annexed;

WHEREAS, the area to be annexed under this resolution is particularly described in the Petition attached as Exhibit B to this Resolution and is hereafter referred to as the “Property”; and

WHEREAS, with the filing of the Petition, the Act allows the District to annex the Property by adopting a resolution to annex the area, provided that the governing document of the District (hereafter the “Governing Document”) allows for the annexation; and

WHEREAS, the Governing Document defines an annexation area within which the District may annex property without seeking further consent or approval from the District’s creating entity; and

WHEREAS, the Property is within the allowable future annexation area as defined in the Governing Document; and

WHEREAS, pursuant to the requirements of the Act, there shall be signed, authenticated, and submitted to the Office of the Lieutenant Governor of the State of Utah a Notice of Impending Boundary Action attached hereto as Exhibit C (the “Boundary Notice”) and Final Local Entity Plat to be attached to the Boundary Notice upon finalization as Exhibit B (the “Annexation Plat”).

NOW, THEREFORE, BE IT RESOLVED BY THE DISTRICT, AS FOLLOWS:

1. Terms defined in the foregoing recitals shall have the same meaning when used herein. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Board

and by officers of the Board directed toward the annexation of the Property, are hereby ratified, approved and confirmed.

2. The Property, which is particularly described and shown on the Annexation Plat, is hereby annexed into the District.

3. Notice of this Resolution may be published in substantially the following form:

NOTICE OF DISTRICT ANNEXATION

NOTICE IS HEREBY GIVEN pursuant to Section 313, Chapter 1, Title 17B, Utah Code Annotated 1953, that on November 4, 2024, the Board of Trustees (the "Board") of Three Bridges Public Infrastructure District (the "District") adopted a resolution to annex the following particularly described property in Utah County, State of Utah:

A TRACT OF LAND, TO BE DEDICATED FOR THE PURPOSE OF A PUBLIC ROAD, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 3 SOUTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN, SAID TRACT BEING DESCRIBED MORE PARTICULARLY AS FOLLOWS:

BEGINNING AT A POINT NORTH 00°23'45" EAST 1677.43 FEET, ALONG THE EAST LINE OF SECTION 25, AND WEST 1368.92 FEET FROM THE SOUTHEAST CORNER OF SECTION 25, TOWNSHIP 3 SOUTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN, AND RUNNING THENCE NORTH 89°54'21" WEST 92.73 FEET; THENCE NORTH 27°44'20" WEST 490.42 FEET TO A POINT ON THE ARC OF A 3041.50 FOOT TANGENT RADIUS CURVE TO THE RIGHT; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 02°55'29" A DISTANCE OF 155.26 FEET, CHORD BEARS NORTH 26°16'35" WEST 155.25 FEET, TO A POINT IN THE NORTHEASTERLY BOUNDARY OF LOT 2, GAME POINTE SUBDIVISION RECORDED AS ENTRY NO. 13098578 IN THE OFFICE OF THE SALT LAKE COUNTY RECORDER; THENCE ALONG THE BOUNDARY OF SAID GAME POINT SUBDIVISION THE FOLLOWING TWO (2) COURSES: 1) NORTHWESTERLY ALONG THE ARC OF A 391.50-FOOT RADIUS COMPOUND CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 17°48'22" A DISTANCE OF 121.67 FEET, CHORD BEARS NORTH 15°54'38" WEST 121.18 FEET; 2) NORTH 07°00'26" WEST 95.36 FEET, TO THE CENTERLINE OF MILLER CROSSING DRIVE AS ESTABLISHED BY SAID GAME POINTE SUBDIVISION; THENCE ALONG SAID CENTERLINE THE FOLLOWING FOUR (4) COURSES: 1; WESTERLY ALONG THE ARC OF A 500.00-FOOT NON-TANGENT RADIUS CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 02°31'03" (RECORD = 02°30'50") A DISTANCE OF 21.97 FEET (RECORD = 21.91 FEET), CHORD BEARS SOUTH 89°00'45" WEST 21.97 FEET (RECORD = S. 89°00'39" W. 21.94 FEET) ; 2) NORTH 89°43'56" WEST 197.80 FEET, (RECORD = 197.83 FEET) TO A POINT ON THE ARC OF A

500.00 FOOT TANGENT RADIUS CURVE TO THE LEFT; 3) SOUTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 39°51'09" (RECORD = 39°51'08") A DISTANCE OF 347.78 FEET, CHORD BEARS SOUTH 70°20'30" WEST 340.81 FEET (RECORD = 340.81 FEET); 4) SOUTH 50°24'56" WEST 191.54 FEET, TO A POINT IN THE NORTHEASTERLY RIGHT OF WAY LINE OF HERRIMAN MAIN STREET ESTABLISHED BY THE HERRIMAN MAIN STREET DEDICATION PLAT RECORDED AS ENTRY NO. 13977119 IN THE OFFICE OF SAID RECORDER; THENCE NORTHWESTERLY ALONG SAID NORTHEASTERLY RIGHT OF WAY LINE AND THE ARC OF A 5073.00 FOOT NON TANGENT RADIUS CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 00°27'06" A DISTANCE OF 40.00 FEET, CHORD BEARS NORTH 39°59'53" WEST 40.00 FEET; THENCE ALONG A LINE PARALLEL WITH OR CONCENTRIC TO SAID CENTERLINE OF MILLER CROSSING DRIVE THE FOLLOWING THREE (3) COURSES: 1) NORTH 50°24'56" EAST 191.83 FEET, TO A POINT ON THE ARC OF A 540.00 FOOT TANGENT RADIUS CURVE TO THE RIGHT; 2) NORTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 39°51'08" A DISTANCE OF 375.60 FEET, CHORD BEARS NORTH 70°20'30" EAST 368.07 FEET; 3) SOUTH 89°43'56" EAST 197.80 FEET, TO A POINT ON THE ARC OF A 460.00 FOOT TANGENT RADIUS CURVE TO THE LEFT; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 34°21'06" A DISTANCE OF 275.79 FEET, CHORD BEARS NORTH 73°05'31" EAST 271.68 FEET; THENCE NORTH 55°55'07" EAST 284.84 FEET; THENCE SOUTH 0°21'17" WEST 97.00 FEET; THENCE SOUTH 55°55'07" WEST 230.00 FEET, TO A POINT ON THE ARC OF A 540.00 FOOT TANGENT RADIUS CURVE TO THE RIGHT; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 20°52'08" A DISTANCE OF 196.68 FEET, CHORD BEARS SOUTH 66°21'11" WEST 195.60 FEET, TO A POINT ON THE ARC OF A 20.00 FOOT TANGENT RADIUS REVERSE CURVE TO THE LEFT; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 83°47'41" A DISTANCE OF 29.25 FEET, CHORD BEARS SOUTH 34°53'24" WEST 26.71 FEET; THENCE SOUTH 07°00'26" EAST 36.92 FEET, TO A POINT ON THE ARC OF A 309.50 FOOT TANGENT RADIUS CURVE TO THE LEFT; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 17°48'23" A DISTANCE OF 96.19 FEET, CHORD BEARS SOUTH 15°54'39" EAST 95.80 FEET, TO A POINT ON THE ARC OF A 2959.50 FOOT TANGENT RADIUS CURVE TO THE LEFT; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 02°55'29" A DISTANCE OF 151.08 FEET, CHORD BEARS SOUTH 26°16'35" EAST 151.06 FEET; THENCE SOUTH 27°44'20" EAST 533.72 FEET TO THE POINT OF BEGINNING.

CONTAINS 141,631 SQ.FT. OR 3.25 ACRES

A Portion of Parcel No. 26-25-402-11.

NOTICE IS FURTHER GIVEN that any person in interest may file an action in district court to contest the regularity, formality, or legality of the Resolution within 30 days after the first date of publication (hereafter the “30-Day Contest Period”). If the Resolution is not contested by filing an action in district court within the 30-Day Contest Period, no person may contest the regularity, formality, or legality of the Resolution after the expiration of the 30-Day-Contest Period.

4. The Board does hereby authorize the Chair (or Vice-Chair) to execute the Boundary Notice in substantially the form attached as Exhibit C, the Annexation Plat, and such other documents as shall be required to accomplish the actions contemplated herein on behalf of the Board for submission to the Office of the Lieutenant Governor of the State of Utah.

5. Prior to certification of the annexation of the Property by the Office of the Lieutenant Governor of the State of Utah, the Board does hereby authorize any Board Member, the District General Counsel, or the District’s surveyor, to make any corrections, deletions, or additions to the Boundary Notice or any other document herein authorized and approved (including, but not limited to, corrections to the property descriptions therein contained) which may be necessary to conform the same to the intent hereof, to correct errors or omissions therein, to complete the same, to remove ambiguities therefrom, or to conform the same to other provisions of said instruments, to the provisions of this Resolution or the provisions of the laws of the State of Utah or the United States.

6. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

7. All acts, orders and resolutions, and parts thereof in conflict with this Resolution be, and the same are hereby, rescinded.

8. This Resolution shall be effective upon passage by the Board of Trustees (hereafter the “Effective Date”).

PASSED AND ADOPTED by the Board of Trustees of Auto Mall Public Infrastructure District effective as of the Effective Date set forth above.

AUTO MALL PUBLIC INFRASTRUCTURE
DISTRICT

By: 
Chair

ATTEST:

By: 
Secretary/Clerk

STATE OF UTAH)
 : ss.
County of Utah)

I, Heather McDougald, the undersigned duly qualified and acting secretary/clerk (or assistant secretary/clerk) of Auto Mall Public Infrastructure District (“the District”), do hereby certify as follows:

The foregoing pages are a true, correct, and complete copy of the record of proceedings of the Board of Trustees (the “Board”), had and taken at a lawful meeting of the Board on November 4, 2024, commencing at the hour of 11:30 a.m., as recorded in the regular official book of the proceedings of the Board kept in the District office, and said proceedings were duly had and taken as therein shown, and the meeting therein shown was duly held, and the persons therein were present at said meeting as therein shown.

All members of the Board were duly notified of said meeting, pursuant to law.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the District, on November 4, 2024.

By: Heather McDougald
Secretary/Clerk

EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Heather McDougald, the undersigned clerk (or assistant clerk) of Auto Mall Public Infrastructure District (the “the District”), do hereby certify that I gave written public notice of the agenda, date, time and place of the special meeting held by the Board of Trustees of the District (the “Board”) on November 4, 2024, not less than 24 hours in advance of the meeting. The public notice was given in compliance with the requirements of the Utah Open and Public Meetings Act, Section 52-4-202, Utah Code Annotated 1953, as amended, by:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the meeting location 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

(c) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be published on the Utah Public Notice Website (<http://pmn.utah.gov>) at least twenty-four (24) hours prior to the convening of the meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this November 4, 2024.

By: Heather McDougald
Clerk

SCHEDULE 1

NOTICE OF MEETING AND AGENDA

EXHIBIT B

ANNEXATION PETITION

EXHIBIT C

NOTICE OF BOUNDARY ACTION