



October 21, 2024

As required by Utah Code 10-2a-204(1), the Wasatch County Clerk has reviewed the River View Request for Feasibility Study. The Request was received by Wasatch County on September 5, 2024.

The Wasatch County Clerk has determined that the feasibility request does not comply with Section 10-2a-202 because the Clerk could not consider as valid the signatures of individuals presumably signing as representatives of limited liability companies or limited partnerships.

Utah Code section 10-2-102(3)(b) states:

The signature of a person signing a feasibility request or petition for incorporation in a representative capacity on behalf of an owner is invalid unless:

- i. The person's representative capacity and the name of the owner the person represents are indicated on the feasibility request or petition for incorporation with the person's signature; and
- ii. The person provides documentation accompanying the feasibility request or petition for incorporation that substantiates the person's representative capacity.

A large portion of the privately owned property within the feasibility request area is owned by LLCs or by LPs. However, the individuals who presumably signed the request on behalf of the LLCs or LPs did not indicate that they were signing as a representative of the LLC or LP and did not provide documentation that substantiates that person's representative capacity.

Accordingly, the signatures presumably related to the LLCs and LPs cannot be considered valid.

Section 10-2a-202 requires the signatures of the owners of private real property that covers at least 10% of the total private land area within the area and 7% of the assessed fair market value of all private real property within the area.

Excluding the properties owned by LLCs and LPs, there are insufficient valid signatures to meet the 10% total private land area requirement.

Sincerely,

A handwritten signature in black ink, appearing to read "Joey D. Granger".

Joey Granger

Wasatch County Clerk/Auditor

