Santaquin City Resolution 11-02-2023

A RESOLUTION OF THE SANTAQUIN CITY COUNCIL TO APPROVE A PARTIAL RELEASE OF RESTRICTIVE COVENANT

WHEREAS, Santaquin City ("City") is a political subdivision of the State of Utah and has responsibility to provide for the health, safety, and welfare of the City and its residents; and

WHEREAS, Central Utah Water Conservancy District ("CUWCD") is in the process of constructing water distribution facilities in Santaquin City that will deliver water to the City and surrounding areas; and

WHEREAS, a portion of the aforementioned CUWCD water distribution facilities will be constructed on real property owned by Sorenson Brother Orchards, LLC, that is subject to a Restrictive Covenant pertaining to the placement of certain materials on the property, which restrictive covenant predates the annexation of said property into Santaquin City; and

WHEREAS, CUWCD has requested said restrictive covenant be partially released in order to facilitate the construction and maintenance of its water distribution facilities; and

WHEREAS, the Santaquin City Council finds that the partial release of the restrictive covenant is in the best interests of the City and its residents.

NOW THEREFORE, **BE IT RESOLVED**, by the City Council of Santaquin City, Utah as follows:

Section 1. The attached document titled: Partial Release of Restrictive Covenant ("Partial Release"), is hereby adopted and approved.

Section 2. The Mayor is hereby authorized to execute said Partial Release and to take actions necessary to implement the terms and conditions thereof.

Section 3. This Resolution shall take effect on the date it is adopted by the Santaquin City Council.

4857-4513-0892.SA605.004

Approved and adopted this 7ᵗʰ day of November, 2023.

_____
Daniel M. Olson, Santaquin City Mayor

Attest:

_____
Amalie R. Ottley, Santaquin City Recorder

Councilmember Art Adcock   Voted ___
Councilmember Elizabeth Montoya   Voted ___
Councilmember Lynn Mecham   Voted ___
Councilmember Jeff Siddoway   Voted ___
Councilmember David Hathaway   Voted ___