

RESOLUTION R2026 - 21

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, AUTHORIZING THE MAYOR TO SIGN THE SECOND AMENDMENT TO THE DEVELOPMENT AGREEMENT FOR THE DEVELOPMENT OF THE KUNKLER TRUST PROPERTY BY THE BOYER COMPANY, LC.

WHEREAS, in 2006 the City of South Jordan (“City”) and the Boyer Company (“Developer”) entered into a development agreement (the “Agreement”) for the development of the property known as the North District, the South District, and the Theater District (collectively the “District”) in the Bangerter Highway Mixed Use Zone (the “BH-MU” Zone) with a then density of up to 8 units per acre and retail and office adopted through a Master Development Plan (the “MDP”); and

WHEREAS, in 2010 the City and Developer entered into the First Amendment to the Development Agreement (“First Amendment”) which was passed with South Jordan Ordinance 2010.04. The First Amendment and Ordinance 2010.04 together added to the number of uses and Ordinance 2010.04 amended the MDP identifying where the different types of residential units would be located within the District; and

WHEREAS, since 2010 the cities and the development community regularly address the number of units entitled in development agreements; and

WHEREAS, City and Developer desire to increase the number of units in the District to facilitate the construction of a senior center and senior housing; and

WHEREAS, City regularly enters into development agreements which address the number of units and desires to amend the Agreement and First Amendment with Developer for the District to address the number of units in the District instead of adopting a new MDP by Ordinance; and

WHEREAS, Developer also desires to amend the Agreement and First Amendment to address the number of units and other issues in the agreement instead of adopting a new MDP by Ordinance; and

WHEREAS, the South Jordan City Council finds it in the best interest of the welfare of the City of South Jordan citizens to amend the Agreement and First Amendment regarding development of the District increasing the number of residential units.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH:

SECTION 1. Authorization to Sign Agreement. Mayor Dawn R. Ramsey is authorized to sign the Second Amendment to the Development Agreement for the development of the District.

SECTION 2. Effective Date. This Resolution shall become effective immediately upon passage.

**APPROVED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH,
ON THIS _____ DAY OF _____, 2026 BY THE FOLLOWING VOTE:**

	YES	NO	ABSTAIN	ABSENT
Patrick Harris	_____	_____	_____	_____
Kathie Johnson	_____	_____	_____	_____
Donald Shelton	_____	_____	_____	_____
Tamara Zander	_____	_____	_____	_____
Jason McGuire	_____	_____	_____	_____

Mayor: _____
Dawn R. Ramsey

Attest: _____
Anna Crookston, City Recorder

Approved as to form:

Office of the City Attorney