

RESOLUTION R2023 - 53

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT WITH THE VARIOUS DAYBREAK CORPORATIONS FOR THE THIRD AMENDMENT TO THE MASTER DEVELOPMENT AGREEMENT FOR THE KENNECOTT MASTER SUBDIVISION #1 PROJECT.

WHEREAS, the City of South Jordan is a municipal corporation and political subdivision of the State of Utah (the “City”) and is authorized to enter into agreements that it considers necessary or appropriate; and

WHEREAS, the City has previously entered into a Master Development Agreement for the Kennecott Master Subdivision #1 and its amendments with Daybreak corporations (the “Master Developer”); and

WHEREAS, the City previously entered into an agreement regarding the Daybreak Development Amending the Master Development Agreement for the Kennecott Master Subdivision #1 Project and Amending the P-C Zone Plan Land Use Table in which the City and the Master Developer agreed, among other issues, that at a future time the Master Developer would dedicate Oquirrh Lake to the City; and

WHEREAS, the City now desires to enter into an agreement for the purpose of addressing the certain issues as detailed in the Third Amendment to the Master Development Agreement for the Kennecott Master Subdivision #1 Project, attached hereto as Exhibit A; and

WHEREAS, The City Council of the City of South Jordan has determined that it is in the best interest of the public welfare to enter in the Agreement for the third Amendment of the Master Development Agreement.

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

SECTION 1. Authorization. The City Council hereby authorizes the Mayor to sign the Agreement regarding Daybreak Development for the Third Amendment to the Master Development Agreement for the Kennecott Master Subdivision #1 Project, attached here to as Exhibit A.

SECTION 2. Severability. If any section, clause or portion of the Resolution is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby and shall remain in full force and effect.

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

[SIGNATURE PAGE FOLLOWS]

**APPROVED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH,
ON THIS _____ DAY OF _____, 2023 BY THE FOLLOWING VOTE:**

	YES	NO	ABSTAIN	ABSENT
Patrick Harris	_____	_____	_____	_____
Bradley Marlor	_____	_____	_____	_____
Donald Shelton	_____	_____	_____	_____
Tamara Zander	_____	_____	_____	_____
Jason McGuire	_____	_____	_____	_____

Mayor: _____
Dawn R. Ramsey

Attest: _____
City Recorder

Approved as to form:

Office of the City Attorney