

SEVEN COUNTY INFRASTRUCTURE COALITION
December 17, 2021

Resolution No. 2020-12B

RESOLUTION RATIFYING ARMY CORP OF ENGINEERS AGREEMENT, AND RELATED MATTERS.

WHEREAS, pursuant to approval of the Governing Board, the Coalition has applied for permits related to the proposed Uinta Basin Railway, including permits from the U.S. Army Corp of Engineers; and

WHEREAS, on December 15, 2021, the U.S. Surface Transportation Board, which regulates freight rail in the United States, issued decision Docket No. FD 36284 in which it found that the Coalition's petition for exemption under §10502 from the prior approval requirements of §10901 should be granted. The STB granted final approval of the construction and operation of the Environmentally Preferable Alternative for the Uinta Basin Railway, the Whitmore Park Alternative, subject to compliance with environmental mitigation measures; and

WHEREAS, on December 14, 2021, the U.S. Army Corp of Engineers signed Permit SPK-2019-00308, which permit was also signed by the applicant's Uinta Basin Railway, LLC and the Seven County Infrastructure Coalition; and

WHEREAS, the Governing Board desire to ratify the Executive Director's signature on Permit SPK-2019-00308:

NOW, THEREFORE, be it resolved by the Governing Board of the Seven County Infrastructure Coalition, Utah as follows:

1. The Governing Board hereby ratifies the execution of Permit SPK-2019-00308 and all other actions taken by the Executive Director with respect to the Coalition's permits from the U.S. Army Corp of Engineers related the proposed Uinta Basin Railway. The Board further reaffirms its authorization to the Executive Director to take or cause to be taken all further actions necessary or desirable to obtain any other permits or approvals from the U.S. Army Corp of Engineers related to the Uinta Basin Railway project.
2. All parts of this Resolution are severable, and if any section, clause or provision of this Resolution shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, clause or provision shall not affect the remaining sections, clauses or provisions of this Resolution.
3. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Resolution shall be in full force and effect immediately upon its approval and adoption.

APPROVED AND ADOPTED this December 17, 2021.

Motion by Commissioner _____ and

Seconded by Commissioner _____.

SEVEN COUNTY INFRASTRUCTURE COALITION VOTING:

Carbon County	Yea ___ No ___
Daggett County	Yea ___ No ___
Duchesne County	Yea ___ No ___
Emery County	Yea ___ No ___
San Juan County	Yea ___ No ___
Sevier County	Yea ___ No ___
Uintah County	Yea ___ No ___

Co-Chair Casey Hopes

Co-Chair Greg Miles

(COALITION SEAL)

ATTEST:

Heather B. Hoyt

ATTACHMENT

PERMIT SPK-2019-00308