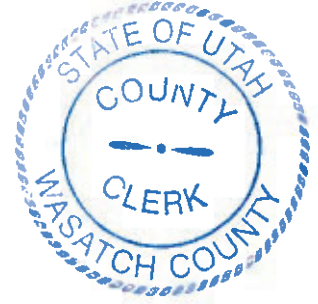


Wasatch County's Official



Proposition Information Pamphlet

For the referendum that has been filed challenging Wasatch County Ordinance 23-16: Enacting the Adoption of a Development Agreement for the Heber Valley, Utah Temple Project.

NOTE: This Proposition Information Pamphlet contains information to help you, the voter, make a decision on the referendum petition challenging Wasatch County Ordinance 23-16: Enacting the Adoption of a Development Agreement for the Heber Valley, Utah Temple Project.

What's In This Pamphlet?

- *Referendum Application*
- *County's argument against the referendum*
- *Initial Fiscal & Legal Impact Statement*

More information on the referendum may be found on the Wasatch County Clerk's website: <https://wasatch.utah.gov/Clerk>.

November 15, 2023

To: Joey Granger
Wasatch County Clerk/Auditor
25 N Main St., Heber City, UT 84032
Phone: (435) 657-3190
JGranger@wasatch.utah.gov

NOV 15 12:23 PM '23
RCVD MC

Subject: Referendum Application regarding Ordinance 23-16, an Ordinance Enacting the Adoption of a Development Agreement for the Heber Valley, Utah, Temple Project

We, the undersigned residents of Wasatch County, respectfully submit this cover letter and following documents as our Referendum Application for the subject Ordinance which was voted on by the Wasatch County Council on November 8, 2023, and is attached.

We, the sponsors, are Wasatch County residents and are registered to vote, and have voted in an election in Utah within the last three years. Our names, addresses and notarized signatures are attached.

Once this Application is accepted, people gathering signatures for the Referendum petition will not be paid. Their efforts will be on a volunteer basis.

If you have any questions, please contact Lisa Bahash.

Sincerely,

Lisa Jane Bahash
Julie Lynn Levinson
Laurie K. Brown
Michael D. Brown
David Misiak
John Rogers
Marilyn Schlopy
Bruce Quade

Attachment(s)

- Sponsor Statements and Notarized Signatures
- Copy of Ordinance 23-16

Application for an Initiative or Referendum

Utah Code § 20A-7-202

Name of Organization

Sponsor Statement

I, LISA JANE BAHASH affirm that I am a registered to vote in Utah
Name of Sponsor (please type or print)

1857 E. KINGS PEAK CIR
Residence Address

[Signature]
Sponsor's Signature

Heber City, UT 84032
City, State, Zip

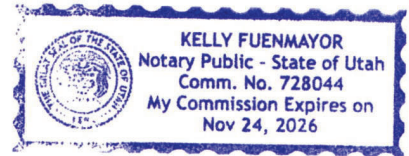
734.634.0736
Phone Number

Notary Seal

ljbahash@gmail.com
Email

Subscribed and affirmed before me this 14 day of November 2023

by [Signature]
Notary Public



Application for an Initiative or Referendum

Utah Code § 20A-7-202

Name of Organization

Sponsor Statement

I, Julie Lynn Levinson affirm that I am a registered to vote in Utah
Name of Sponsor (please type or print)

2778 E Boulder Top Loop
Residence Address

[Signature]
Sponsor's Signature

Heber City UT 84032
City, State, Zip

562 212-8716
Phone Number

Notary Seal

JulieLevinson@gmail.com
Email

Subscribed and affirmed before me this 15 day of November 2023

by Julie Lynn Levinson
[Signature]
Notary Public

 **JULIE C GILES**
Notary Public
State Of Utah
My Commission Expires 11-22-2026
COMMISSION NO. 728066

Application for an Initiative or Referendum
Utah Code § 20A-7-202

Name of Organization

Sponsor Statement

I, Laurie K. Brown affirm that I am a registered to vote in Utah
Name of Sponsor (please type or print)

286 N. Kings Peak Court
Residence Address

Laurie Brown
Sponsor's Signature

Heber, UT 84032
City, State, Zip

801-580-4484
Phone Number

Notary Seal

Laurie.K.brown@icloud.com
Email

Subscribed and affirmed before me this 14 day of November 2023.

by Julie C Giles
Notary Public



JULIE C GILES
Notary Public
State Of Utah
My Commission Expires 11-22-2026
COMMISSION NO. 728066


Application for an Initiative or Referendum

Utah Code § 20A-7-202

Name of Organization

Sponsor Statement

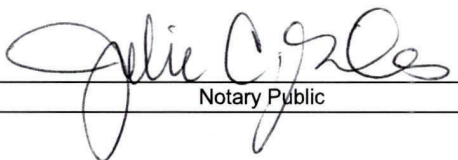
I, Michael D. Brown affirm that I am a registered to vote in Utah
Name of Sponsor (please type or print)

286 N. Kings Peak Court 
Residence Address Sponsor's Signature

Heber, UT 84032 801-815-9454 Notary Seal
City, State, Zip Phone Number

Mbrown3603@gmail.com
Email

Subscribed and affirmed before me this 14 day of November 20 23.

by 
Notary Public

 **JULIE C GILES**
Notary Public
State Of Utah
My Commission Expires 11-22-2026
COMMISSION NO. 728066

Application for an Initiative or Referendum
Utah Code § 20A-7-202

Name of Organization

Sponsor Statement

I, DAVID MISIAK affirm that I am a registered to vote in Utah
Name of Sponsor (please type or print)

1357 N. Gold Mountain Cir [Signature]
Residence Address Sponsor's Signature

Heber City UT 84032 9083768596
City, State, Zip Phone Number

dkmisiak@aol.com
Email

Notary Seal

Subscribed and affirmed before me this 14 day of November 2023

by Kelly Fuenmayor
Notary Public



Application for an Initiative or Referendum
Utah Code § 20A-7-202

Name of Organization

Sponsor Statement

I, JOHN ROGERS affirm that I am a registered to vote in Utah
Name of Sponsor (please type or print)

1850 E. KINGS PEAK CT.
Residence Address


Sponsor's Signature

HEBER CITY, UT 84032
City, State, Zip

509-999-4994
Phone Number

Notary Seal

jrogers1517@gmail.com
Email

Subscribed and affirmed before me this 13 day of November 2023

by

Kelly Fuenmayor
Notary Public



Application for an Initiative or Referendum

Utah Code § 20A-7-202

Name of Organization

Sponsor Statement

I, Marilyn Clauer Schlopy affirm that I am a registered to vote in Utah
Name of Sponsor (please type or print)

362 N. Ibasak Peak Drive
Residence Address

Marilyn Clauer Schlopy
Sponsor's Signature

Heber City, UT 84032
City, State, Zip

435.640.9114
Phone Number

Notary Seal

marny@schlopy.com
Email

Subscribed and affirmed before me this 15 day of Nov 2023

by Bobbi Joan Wilkerson
Notary Public



Application for an Initiative or Referendum

Utah Code § 20A-7-202

Name of Organization

Sponsor Statement

I, Bruce Quade affirm that I am a registered to vote in Utah
Name of Sponsor (please type or print)

1881 E Kings Peak Cir

Residence Address

[Signature]

Sponsor's Signature

Heber City Utah 84032 847-778-4918

City, State, Zip

Phone Number

Notary Seal

bruce.quade@protonmail.com

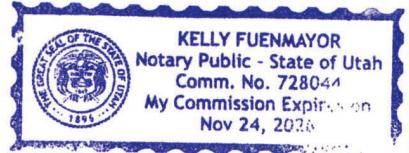
Email

Subscribed and affirmed before me this 14 day of November 2023

by

Kelly Fuenmayor

Notary Public



Wasatch County asks you to NOT sign this referendum. The Heber Valley Temple's approval received overwhelming public support. The Wasatch County Council unanimously voted to approve the project. Multiple public hearings and meetings were held considering every aspect of the project, which has been thoroughly vetted by many experts in a variety of fields. A referendum on this approval could result in unnecessary delays to a project that has already gone through a rigorous public approval process. The project was discussed in four public meetings starting in June 2023, and culminated in an approval months later in October, 2023. The council read and heard hundreds of public comments before making its decision.

As a place of worship, this project qualifies for federal and state protections for religious exercise. Wasatch County's strong desire to balance property rights of the neighbors, property rights of the applicant, and religious freedom resulted in an approval process that allowed the County to raise issues and address them in a manner that has been mutually agreeable to the county and the applicant. Some public comments against the project urged the County to infringe on religious freedom of expression and would have negatively impacted the functionality of the Heber Valley Temple.

All of the following issues (and many more) have been considered and addressed to the satisfaction of every official institution and expert involved in the approval of the project:

- Aggressive lighting protections resulting in innovative solutions and one of the most dark-sky compliant temples in the world that is also consistent with County standards.
- Water resources will be utilized in a prudent and lawful manner with little to no impact on wells or flooding.
- Traffic analysis for Center Street approved by Heber City and traffic consultants.
- Building heights mitigated by setbacks much greater than required for other projects in Wasatch County.

The Council found that the project would enhance the quality of life in Wasatch County. The approval requires abundant landscaping, architectural features, trails, and is more rigorous on design materials than other projects approved by the County. A temple is allowed in the zone, but unique aspects of the project, such as unusual parking needs, and not requiring a road between the temple and its parking lot to promote safety, led the council to approve the project legislatively.

Wasatch County stands by the approval process for the Heber Valley Temple project, and maintains that the project, as approved, will promote the general welfare.

Wasatch County
Clerk/Auditor
Joey Granger



Fiscal and Legal Impact Statement

for

Application for Referendum of Wasatch County Ordinance 23-16: Enacting the Adoption of a Development Agreement for the Heber Valley, Utah Temple Project


(Not Exceeding 100 Words)

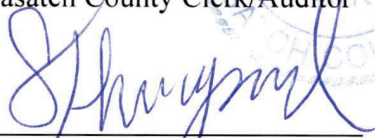
December 5, 2023

Pursuant to Utah Code §20A-7-602.5(2), the Clerk and legal counsel estimate the referendum could have the following fiscal and legal impacts:

1. No significant fiscal impact and no significant increase or decrease in taxes or debts.
2. Significant effects on a person's vested property rights:
 - a. Ordinance 23-16 adopted a development agreement. A subdivision plat and site plan were also approved. The plat and site plan aren't subject to referendum. Repealing the agreement would significantly impact owner's vested rights in the plat and site plan.
3. Significant effect on other laws and significant legal liability:
 - a. Owner is a religious institution with Religious Land Use and Institutionalized Persons Act protections. Repealing Ordinance 23-16 may infringe on these protections and may result in litigation.

Dated this 5th Day of December, 2023


Joey D. Granger
Wasatch County Clerk/Auditor


Shelby M. Thurgood
Wasatch Deputy County Attorney

