

RESOLUTION NO. 2874

A RESOLUTION RATIFYING THE RECYCLING MARKET DEVELOPMENT ZONE APPLICATION

WHEREAS, the goals of the Recycling Market Development Zone agrees with the Grand County/City of Moab Economic Vitality Five Year Action Plan; and

WHEREAS, participating businesses in the zone will benefit from tax credits; and

WHEREAS, the Recycling Market Development Zone designation expired on December 31, 2007, thus requiring that the County resubmit an application to be approved prior to December 31, 2008 for businesses in the zone to be eligible for tax credits in 2008; and

WHEREAS, on December 16, 2008 the County Council conducted a public hearing to receive comments on resubmitting an application for the Recycling Market Development Zone designation; and

WHEREAS, on December 16, 2008 the County Council adopted Resolution Number 2866 and authorized the Council Administrator to prepare an application for submission to the Governor's Office of Economic Development (GOED); and

WHEREAS, the Council Administrator has prepared and submitted a Recycling Market Development Zone Application to the GOED; and

WHEREAS, the GOED has approved the application for five years, expiring on December 31, 2012 (attached as Exhibit A).

NOW, THEREFORE, BE IT RESOLVED the Grand County Council hereby ratifies the Recycling Market Development Zone Application (attached as Exhibit B) and all the County obligations contained in the GOED-approved application.

PASSED, ADOPTED, AND APPROVED by the Grand County Council in open session on this 20th day of January, 2009 by the following vote:

Ayes: Greenberg, Ballantyne, Conrad, Baird, Ciarus, Holyoak

Nays: Graham (abstain)

Absent: _____

ATTEST:


Diana Carroll, Clerk/Auditor

GRAND COUNTY COUNCIL

Robert Greenberg, Chair

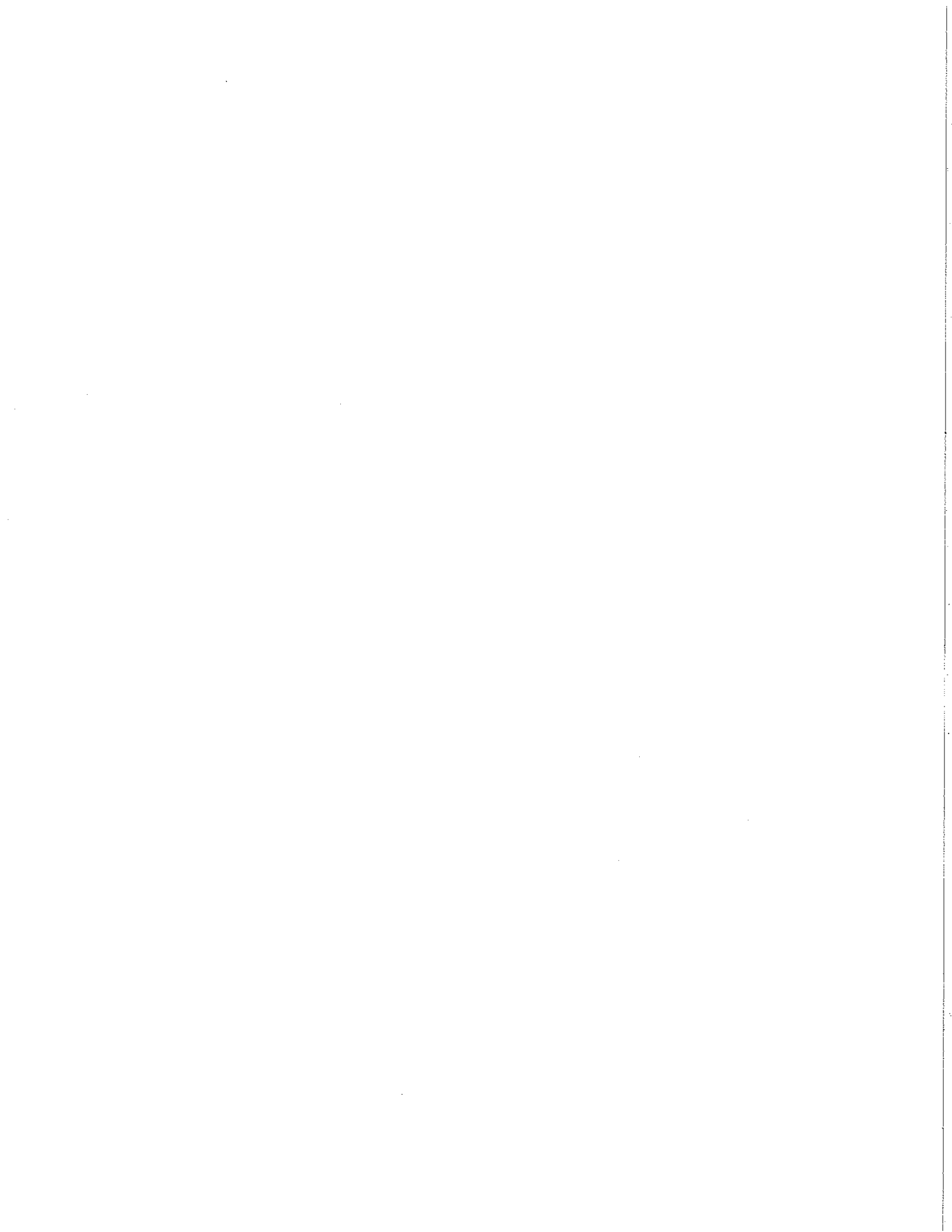


EXHIBIT A



Governor's Office of
Economic Development

State of Utah

JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

JASON P. PERRY
Executive Director

December 30, 2008

Gene Ciarus, Chairman
Grand County Council
Grand County Courthouse
125 East Main Street
Moab, UT 84532

Dear Chairman Ciarus:

Thank you for your application for the renewal of the Grand County's Recycling Market Development Zone. I have reviewed it and found it to be complete.

Congratulation! You are now designated as having Recycling Market Development Zones within your local jurisdiction. We look forward to working with you and the companies located within these zones. All new or existing qualifying businesses within the areas you have chosen will be eligible for certain state income tax credits in addition to your local incentives starting with the 2008 tax year. This designation will expire December 31, 2012.

The Governor's Office Economic Development is excited to be a working partner in your community's future.

Sincerely,

Lester E Prall, Program Manager
Recycling Market Development Zone

LEP/mdh

cc: Shawn Warnke



EXHIBIT B

Recycling Market Development Zone Application

Applicant Information

Applicant: Grand County
125 East Center Street
Moab, UT 84532

Contact Person: Shawn Warnke, Council Administrator
Phone: 435-259-1347
Fax: 435-259-2574
admin@grand.state.ut.us

Public meetings for public support of the Recycling Market Development Zone:

On December 16, 2008 the Grand County Council held a public meeting to discuss and approve a resolution to re-apply for Recycling Market Development Zone status. This resolution is contained in Exhibit A. Following the public discussion period the Council voted unanimously to approve the application.

Grand County Qualified Local Contribution requirement under Section 63M-1-1105:

Grand County will waive the business license fee for the following year in which a business shows evidence that they participated and received a Recycling Market Development tax credit. Additionally, the County will be responsible for public awareness of the program through efforts to publicize the tax credits available to eligible businesses.

The expected investment that would occur when the designation is in place:

It is anticipated that an investment of \$100,000 will be made in the next year in equipment and machinery by eligible businesses located within the proposed Recycling Market Development Zone.

Commitment from businesses that are willing to participate, and in what capacities regarding recycling markets:

There are a number of scrap car dealers, bicycle dealers, and furniture makers who re-manufacture and recycle old cars, bikes and trees. These companies will be approached in the future to let them know about the benefits of the program.

Demonstrate coordination between the jurisdiction's economic development plan and the Recycling Market Development Zone overall development goals:

One of the goals contained in the Grand County/City of Moab Economic Vitality Five-Year Action Plan is to:

“Encourage local entrepreneurship and small business development and expansion by expanding financial and other resources available to entrepreneurs and small businesses.”

Moreover, one of the objectives to meet this goal contained in the Grand County/City of Moab Economic Vitality Five-Year Action Plan is to:

“Work with applicable businesses in effectively utilizing the benefits of the Enterprise Zone, the Recycling Zone and other Utah incentive programs and promote expansion of these zones to include more local businesses.”

Land using zoning in the Recycling Market Development Zone is appropriate for recycling-type business and industries (see zoning map of designated areas):

The Recycling Market Development Zone includes all commercial and industry zones. In addition, the Rural Residential (RR) and Range and Grazing (RG) zones will be included in the Recycling Market Development Zone; this is because the County allows what are, in essence, negotiable developments within those latter zones. Although they are agricultural and grazing in nature, there may well be projects proposed that meet the goals of the Recycle Marketing Development Zone in those areas. Exhibit B is a map that identifies the areas included in the Recycle Marketing Development Zone.

The current long-term waste management plan and evidence that the Recycling Market Development Zone will be adequately served by the plan:

Grand County participates in the countywide solid waste management plan adopted in June 1998 and as amended. This plan discusses a region-wide concept to solid waste disposal, in which Moab and Grand County participate.

The current post consumer waste collection infrastructure, and current status of the landfill and its capacity (including landfill tip fees and residential and business fees):

Businesses and residents are responsible for transporting waste to the transfer/weigh station south of Moab. Some property owners in the unincorporated areas of the County individually contract for waste removal with Bob's Sanitation. This waste is buried in either the Klondike or Moab Landfill.

The Klondike Landfill is a Class 1 landfill with approximately a 45 year lifetime left. The Klondike Landfill charges \$29.00 per ton fee for all waste entering the landfill including residential and commercial waste. The Moab Landfill is a Class B 4 landfill which accepts construction and demolition waste. The Moab Landfill has approximately a 16 year lifetime left. The Moab Landfill charges all waste entering the landfill at a rate of \$6.00 per yard for the public and \$10.00 per yard for the contractor.

The current post consumer waste collection for recycling:

Canyonlands Community Recycling Center (CCRC), which was established in 1991, operates the recycle center in the County. The CCRC is a quasi-government business, getting a portion of their support from Grand County, the City of Moab, and the remainder of support from the private sector. CCRC accepts aluminum, glass, cardboard, white paper, mixed paper, tin, newspaper, and plastic.

The sale of materials is the largest chunk of their total operating budget. All of the recycled material is baled or crushed at the center and sold to consumers.

The proposed means of assessing the effectiveness of the development plan or other programs implemented within the Recycling Market Development Zone:

Grand County will deem the Recycling Market Development Zone as successful if the recycling rates stay level or increase and if current business activities are sustained. Business retention in this economic distressed area is important.

Grand County will encourage the following activities as economic development in the Recycling Market Development Zone:

Commercial manufacturing or industrial processes that will produce end-use products that consist of not less than 50 recovered materials, of which not less than 25 is post consumer waste materials; or commercial composting.

Exhibit A- Resolution to Re-apply for Recycling Market Development
Zone Status

RESOLUTION NO. 2865

A RESOLUTION TO APPROVE THE APPLICATION OF THE
ENTERPRISE ZONE DESIGNATION IN GRAND COUNTY

WHEREAS, the Utah Enterprise Zone Program was established in 1988; and

WHEREAS, an Enterprise Zone comprises an area identified by local elected and economic development officials and designated by the state; and

WHEREAS, eligible businesses may claim tax credits as an incentive to relocate or expand in these zones; and

WHEREAS, Grand County was granted designation of a county-wide Enterprise Zone in 1998, providing a new tool to help attract businesses and encourage expansion among existing firms; and

WHEREAS, current zoning regulations that are in place would apply to all current businesses, and any future business that would be looking to take this credit.

NOW, THEREFORE, BE IT RESOLVED the Grand County Council hereby approves the application of the Enterprise Zone to assist Grand County residents with an additional state tax credit.

PASSED, ADOPTED, AND APPROVED by the Grand County Council in open session on this 16th day of December, 2008 by the following vote:

Ayes: Ciarus, McNeely, Graham, Langianese, Lewis, Greenberg, Holyoak

Nays: _____

Absent: _____

ATTEST:

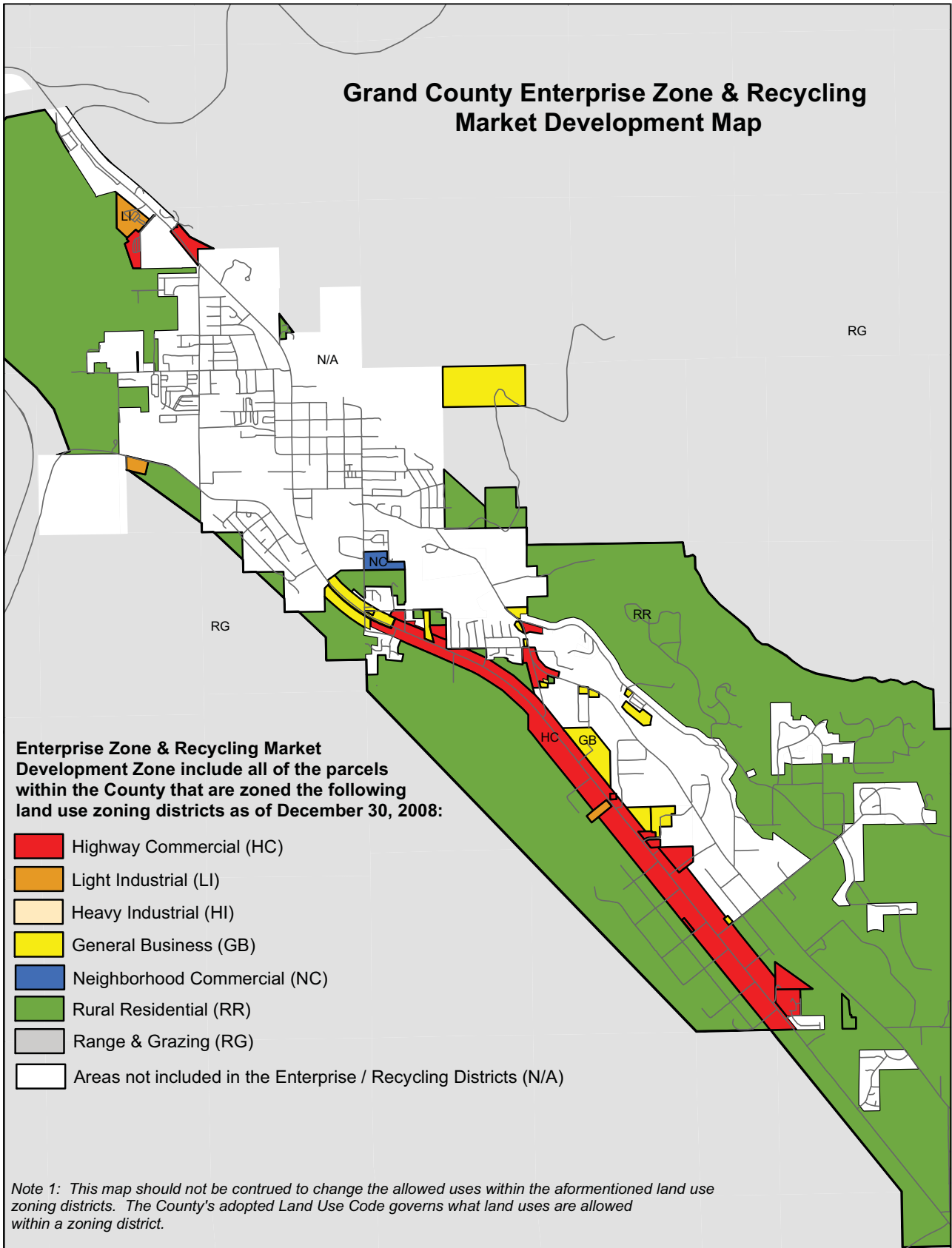
GRAND COUNTY COUNCIL

Diana Carroll
Diana Carroll, Clerk/Auditor

Gene L. Ciarus
Gene L. Ciarus, Chair

Exhibit B- A map Identifying Areas Included in the Recycle Market
Development Zone

Grand County Enterprise Zone & Recycling Market Development Map



Enterprise Zone & Recycling Market Development Zone include all of the parcels within the County that are zoned the following land use zoning districts as of December 30, 2008:

- Highway Commercial (HC)
- Light Industrial (LI)
- Heavy Industrial (HI)
- General Business (GB)
- Neighborhood Commercial (NC)
- Rural Residential (RR)
- Range & Grazing (RG)
- Areas not included in the Enterprise / Recycling Districts (N/A)

Note 1: This map should not be construed to change the allowed uses within the aforementioned land use zoning districts. The County's adopted Land Use Code governs what land uses are allowed within a zoning district.

Note 2: This map shows Moab and Spanish Valley. Though not shown all parcels that have the aforementioned land use zoning districts as of December 30, 2008 are included within the Enterprise Zone & Recycling Market Development Zone.

Note 3: Parcels that are rezoned to the aforementioned land use zoning districts after December 30, 2008 are not included in the Enterprise Zone & Recycling Market Development Zone until the County submits and the Governor's Office of Economic Development approves an amendment to this map.

