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Via-Email November, 2019

Mayor Harris Sondak
Alta Town Council
Post Office Box 8016
Alta, Utah 84092-8016

Dear Mayor Sondak and Council;

Please review the attached Order dated October 23, 2019 in case Trial Court Case No. 130907518 which resulted in the current UTAH COURT OF APPEALS Case No. 20180489-CA regarding my septic permits for two pending building permit applications in Albion Basin in which; “IT IS HEREBY ORDERED that the proceedings in this appeal are stayed pending issuance of the Utah Supreme Court's opinion in the matter of Salt Lake City Corp. v. Haik, Case No. 20190091-SC”.

The same Order also ordered: “IT IS ALSO ORDERED that upon disposition in the Supreme Court, the Parties must notify this court if the appeal will proceed, or if the opinion renders the case as moot.”

I would urge you to forgo any further proceedings or votes on the proposed Albion Overlay Zone and other changes to zoning and set backs, until Utah Supreme Court issues a decision in Case No. 20190091-SC. The Mayor & Council should forego further deliberations regards any real property zoning regulations until such time as the Mayor & Council can apprise the public regards the following:

[1] What the municipalities' water assets are and where they can be utilized and what documents or public record informs their knowledge?

[2] What are the obligations of their jurisdictional partners for water, sewer and roads, and what documents or public record informs their knowledge?

M.C. Haik

The Order of the Court is stated below:

Dated: October 23, 2019 /s/ JUDGE DIANA HAGEN
03:48:18 PM



IN THE UTAH COURT OF APPEALS

Mark Charles Haik,
Appellant,
v.
Salt Lake County Board of Health,
Appellee.

ORDER

Case No. 20180489-CA

Trial Court Case No. 130907518

This matter is before the court on its motion.

IT IS HEREBY ORDERED that the proceedings in this appeal are stayed pending issuance of the Utah Supreme Court's opinion in the matter of Salt Lake City Corp. v. Haik, Case No. 20190091-SC.

IT IS ALSO ORDERED that upon disposition in the Supreme Court, the Parties must notify this court if the appeal will proceed, or if the opinion renders the case as moot.

End of Order - Signature at the Top of the First Page
