



## UTAH DEPARTMENT OF NATURAL RESOURCES DIVISION OF FORESTRY, FIRE AND STATE LANDS

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Process for Evaluation of Application for Exchange Offering for Lands at Utah Lake

The following outlines the process and estimated timeframes for the evaluation of the proposal received in response to the Utah Lake Land Exchange Offering dated November 27, 2017. Given the scale and complexity of the proposal, the Director has determined an additional environmental impact analysis is necessary to fully analyze the proposal and support a Record of Decision.

- ☒ FFSL receives an application/nomination from the proponent, Lake Restoration Solutions, LLC – November 16, 2017
  
- ☒ Exchange Offering Notification pursuant to R652-80-400 – November 27, 2017 – January 8, 2018
  - Notice in paper of local distribution
    - Salt Lake Tribune and Deseret News – November 26, December 3 & 10, 2017
    - Daily Herald – November 26, December 3 & 10, 2017
  - Posted on Division website – Posted November 27, 2017
  - Posted in the Utah County Administrative Building – November 27, 2017
  - Mailing to adjacent landowners – November 27, 2017
  - Mailing to lessees of record – November 27, 2017
  - Resource Development Coordinating Council – November 22, 2017
  
- ☒ Receive proposals – Nomination period closed January 8, 2018
  - Note: The proposal from Lake Restoration Solutions, LLC was the only proposal submitted.
  
- ☒ Evaluate proposal(s) based on R652-30-500(2)(g)
  - Completeness:
    - Applicants shall have 60-days to provide the required data if the proposal(s) is considered incomplete. Incomplete proposals not remedied within the 60-day period may be denied. (R652-30-500(6)(a))
  - Screening evaluation conducted to ensure each proposal addresses necessary criteria
  
- ☒ Reject incomplete proposal(s)
  
- ☒ Remaining proposal(s) advance to review process
  
- ☒ Review proposal(s) to ensure consistency with criteria (the classification system) found in the appropriate master plan. (R652-70-900)
  
- ☒ If the type of activity in the application is addressed in and consistent with the master plan, move forward with application and consider ROD. In cases where the master plan does not adequately address proposed activity, a site-specific study is called for
  
- ☒ Determine the need for a Resource Specialist Review Team

- Request a review team through the Public Lands Policy Coordination Office (PLPCO)
- Resource Specialists Review Team reviews full application package
- First 45-day public comment period opens
- Determine the need for any supplemental information from the applicant and request supplemental information
  - e.g.. - EIS, HCP, UDOT approval, USACOE permit, information to satisfy Utah Code § 65A-15 (2018), etc.
- Review supplemental information received and determine if additional information is needed. If not, proceed. If so, request supplemental information until the Review Team request is satisfied.
- Resource Specialists Review Team issues individual technical reports
- FFSL issues a draft plan
- Second 45-day public comment period commences
- Within 45-day period and with 2 week notice, a public meeting is held to invite input
- Public comment period ends, comments are reviewed/summarized and the plan is finalized
- Director issues ROD narrating compliance with applicable legal requirements including, but not limited to, Utah Code § 65A-15 (2018)
- FFSL publishes a notice of issuance of a Record of Decision (ROD)
- Interested Parties can file for consistency review on ROD for a 20-day period

The exchange or lease will then be either approved or denied. If it is approved, the applicant will be permitted to move forward with the plans. If it is denied, no exchange or lease will be granted.

*Disclaimer: This checklist is intended to be a helpful visual illustration of a summary of the process dictated by statutes, rules and regulations. It is not intended to be exhaustive or highly detailed. In the event of any conflict with this checklist, the applicable statutes, rules and regulations are controlling.*

*Updated December 7, 2018*

