

## Burton,Steven

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**From:** John Gally <jgally@gslogisticsinc.com>  
**Sent:** Thursday, December 2, 2021 3:23 PM  
**To:** Burton,Steven  
**Subject:** [EXTERNAL] RE: Final Issues

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Thanks. The deal is over, when I labeled a piece of property as a future road that means that I am donating it to you, as I do not want the road. The law does not require me to provide you with a road to build my home. And as I already have access to the property that was established over a 100 years ago, we will use that. You are correct about the stream line and as I have dealt with the Army Corps of Engineers on several other projects they have latitude. We will not subdivide and you do not have the road.

John

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**From:** Burton,Steven <sburton@co.weber.ut.us>  
**Sent:** Thursday, December 2, 2021 3:08 PM  
**To:** John Gally <jgally@gslogisticsinc.com>  
**Subject:** RE: Final Issues

John,

My job is to uphold the law. I will not allow you to plat lots that do not have approved water, because the law requires water to all of the lots. If the lots will be served by wells, then you need to provide me with a well permit from the health department. If they will be served by liberty pipeline then you need to provide a will serve letter for both new lots.

The law requires you to provide area for a future road. We figured that out with you and you are showing it as parcel A. It is my understanding that you are not donating that, but simply labeling it as a future road. Again, this is a requirement of the law in order to subdivide. I thought we figured out the road situation so I am not sure why you're bringing it up again. You did what we asked and showed it on your plat.

The stream ordinance is also part of county law. The law states that you need to label the solid line as a year round stream and that you label the dashed line as a seasonal stream. We cannot 'give and take' when it comes to these requirements. I would love to get this subdivision finalized and recorded, so for the third time today, please address these requirements so we can get it approved for you.

Thanks,  
Steve

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**From:** John Gally <jgally@gslogisticsinc.com>  
**Sent:** Thursday, December 2, 2021 2:55 PM  
**To:** Burton,Steven <sburton@co.weber.ut.us>  
**Subject:** [EXTERNAL] RE: Final Issues

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Steve,

You seem to be a bit animated.

First, of all the stream you show going North to south is merely a trickle, it comes from a pond dug in the early 1900's most likely it will be tubed in various spots or diverted to connect further upstream to the west.

Second, I will call Jami and have the will serve cover the 2 lots. But it is possible that one of the properties or possible both will prefer the well instead.

Third, I am donating to Weber county nearly \$405,000.00 in property and services to put your road in, thus some allowances will need to be made. This should be a win-win situation. But, to current it is only a you dictate and you win.

So, once again the final synopsis is, I tell you all to go to hell and you never get your road. Do you want to play a little give and take or not?

John

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**From:** Burton,Steven <[sburton@co.weber.ut.us](mailto:sburton@co.weber.ut.us)>

**Sent:** Thursday, December 2, 2021 2:34 PM

**To:** John Gally <[jgally@gslogisticsinc.com](mailto:jgally@gslogisticsinc.com)>

**Subject:** RE: Final Issues

John,

1. I have attached my first review again. This review is from July of this year. See the redline comments, one of which mentions there are several streams, and your surveyor needs to show setbacks from those streams.



The solid blue line requires a 75 foot setback from the highwater mark on both sides. The dashed blue line requires a 50 foot setback from the highwater mark of both sides. This is what our ordinance requires. Until these are shown on a plat, the subdivision will not be approved.

2. The will serve letter is only for one lot, not two. Again, I called the water company today, and they confirmed that they will not sign your plat until you have a water connection for both new lots. The lot with the home does not need a will serve because I understand there is a well. You need a water approval letter for both new lots. That is what our code says, that is what is in my review. Please contact Liberty Pipeline to find out what you need for the second lot. Until you give me an approval letter for the two new lots, the subdivision cannot be approved.

Will one of the new lots get water from a well?

I have not changed anything that I have said from the very beginning of this project. I have been reasonable and have only ever based my comments on what the ordinances require. I do not appreciate how you have been speaking to me when all I am trying to do is help you through this process. Please reach out to me once you have taken care of these, as the law specifies. I am happy to answer any questions you have about these original review comments.

Thanks.  
Steve

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**From:** John Gally <[jgally@gslogisticsinc.com](mailto:jgally@gslogisticsinc.com)>  
**Sent:** Thursday, December 2, 2021 2:10 PM  
**To:** Burton,Steven <[sburton@co.weber.ut.us](mailto:sburton@co.weber.ut.us)>  
**Subject:** [EXTERNAL] Final Issues

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Steve,

I have had a hour to drive home after our conversation and cool my heels a bit, I apologize for my reaction during our call.

Please provide your first review so that I can see where it states you need a plan for the stream, as it stands, who ever purchases the property will have to sign an agreement that they will not build within 50 feet of the stream on the south side, I will own the north side and there will never be a structure built or placed within 100 feet of the stream. We have too many Eagles and Hawks that perch on the fence and dive to get there food. My wife enjoys watching that as do I. I do not want that spoiled by anyone.

Second, You have received both a will serve and a can serve letter from Liberty Pipeline plus we have an existing well on the property, that should be sufficient for the culinary water. I have spoken to several builders and they do not have to provide water hook ups only that the hook ups are available – I have done that.

The reverse side of the coin is this, I simply say to hell with the fight and you do not get the road, that the county is not paying for anyway - but has cost me nearly \$3,000.00 to have surveyed and drawn up. Yet, I still get to build the wife's house in the back of the property as this was already determined in the initial meeting we had over a year ago.

I am a reasonable person, **to a point**, this seems to be above and beyond all expectations and only because I would not allow you to cut off my property, by having your road run through the middle.

I would be willing to chat with you further about this, if you will be reasonable with your requests and understand the value of what has been offered to the county. Litigation is costly and you never know the outcome, even more is never a preferable way to resolve issues.

Regards,

*John Gally*

CEO/President

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