

**TODD MACFARLANE**  
P.O. Box 357, Kanosh, UT 84637 ~ 435-255-1683  
[toddmacfarlane@gmail.com](mailto:toddmacfarlane@gmail.com)

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**RELEVANT EDUCATION:**

- Juris Doctorate** University of Utah, Salt Lake City, Utah, 1991  
Executive Editor, *Utah Law Review*
- Bachelor of Arts** So. Utah University, Cedar City, Utah, *Summa Cum Laude*, 1986  
Major: Political Science  
Senior Project: Iron County Flood Control Masterplan

**KEY QUALIFICATIONS:**

- Extensive & Diverse Local Government Experience
- Extensive & Diverse Real Estate, Natural Resource & Water Law Experience
- Extensive Land-use Planning, Zoning & Regulation experience
- Proactive and motivated self-starter with strong organizational skills
- Resourceful and innovative, with strong strategic abilities, capable of creative, outside-the-box thinking & problem solving
- Capable of working independently, or in a collaborative team environment
- Exceptional writing/editing/drafting skills and experience

**NUTSHELL SUMMARY:**

Well acquainted with the Millard County General Plan, Land-use Ordinance(s) & other applicable ordinances and policies, including procurement policy & ordinance(s). Although my broader BA degree in Political Science covered much more than just rural planning, my senior project included an internship with the Iron County Attorney's office, focusing on land-use planning during which I drafted a county flood control plan that was ultimately adopted and implemented several years later. After serving as co-chair of the task force responsible for creation of the Kane County Water Conservancy District, I later served as executive director and general counsel for the district. Our first project, for planning purposes, was to develop a county water resource management plan. As Kane County Attorney, I re-wrote the Kane County General Plan and Land-use Ordinance. More recently, my work as general counsel for the Pole Canyon Project in Utah County included master-planning of infrastructure and land-use entitlements in Cedar Valley (between Cedar Fort and Fairfield), one of the most rural areas of Utah County, for ultimate development of a 3000 acre multi-dimensional masterplanned community, including a substantial business/industrial park. Most recently, during my tenure on the Kanosh Town Planning Commission, we completed a major overhaul of the town's General Plan, as well as development and adoption of a town subdivision ordinance, and began work on an annexation policy plan. During that same time frame I also successfully negotiated resolution of a complex and long-standing dispute between Kanosh Town and Corn Creek Irrigation Company.

**RELEVANT PROFESSIONAL HISTORY:**

**Limited Law & Consulting Practice**, 2012 to present, emphasizing agricultural law, with a particular emphasis on real estate, property rights & natural resource transactional work & litigation.

**General Counsel & Project Co-Manager**, 2005 – 2012 (part-time 2010-2012)  
*Oquirrh Wood Ranch / Pole Canyon Project*, South Jordan / Cedar Valley, Utah. The Pole Canyon Project is a large (3000 acre), multi-dimensional real estate investment project, including culinary water service provider, and multiple special service districts, located in rural northwestern Utah County between Cedar Fort and Fairfield. In addition to representing the project's culinary water service provider, and creating, expanding, contracting and ultimately dissolving several county special service districts, I was also jointly responsible for all land-use and resource master-planning, and primarily responsible for oversight of the de-annexation of portions of the project from two separate municipalities, and annexation of the entire project into a third municipality, with a new basic local district, with full zoning and land-use master-planning, pursuant to development agreement, for a master-planned community, including an intensive 1000+ acre light industrial business park, and associated commercial development. This process took seven (7) years and required resolution of multiple complex issues and disputes, without any resulting litigation.

**Real Estate & Natural Resource Attorney**, 1991 – 2005 (Of-Counsel, 2000 – 2005)  
*Chamberlain, Higbee & Macfarlane*, Attorneys at Law, Cedar City & Kanab, UT. Diverse general law practice, emphasizing real estate & natural resource work, with a particular emphasis on land-use planning, zoning & regulation. My practice included extensive advisory and transactional work, including due diligence, negotiation, and drafting as well as litigation, and alternative dispute resolution, including arbitration and mediation. Extensive interface and coordination with a wide variety of federal, state and local agencies and governmental entities. Managing Partner, 1997-2000, with primary responsibility for business management of the firm's several branch offices, including public relations, business development & marketing.

**Executive Director & General Counsel** (Separate, P/T Contract), 1995-1997  
*Kane County Water Conservancy District*, Kanab, UT; Responsible for original creation of the district in 1992; oversight from 1992-1994, and; subsequent management and development of the district under contract from 1995-1997, when a full-time manager was ultimately hired. My responsibilities included oversight of all district activities, including water resource master-planning and oversight; taxation, regulatory compliance, and coordination and inter-agency cooperation with multiple public and private entities.

**Appointed Kane County Attorney**, 1992-1994

Responsible for all county criminal prosecutions as well as extensive civil work, including advising the county commission and planning commission (including major re-write of county land use ordinance), as well as representing county entities in litigation, negotiations, arbitration, mediation, and other matters particularly with respect to adjoining federal land use agencies, including BLM.

**PUBLIC, COMMUNITY & VOLUNTEER SERVICE**

Kanosh Paiute Band Enterprise Board, 2016-2018  
Kanosh Town Planning Commission, 2010 – 2016  
Corn Creek Irrigation Company Governing Board, 2006 – 2010  
Utah State-wide 4-H Advisory Committee, 2006 -- 2008  
Kane County Economic Development Committee, 2000 – 2003  
Paunsaugunt Wildlife Advisory Board, 2000 – 2003  
Chairman, Western Heritage Foundation, 1999 -- 2003  
Chairman, Iron County Livestock & Western Heritage Festival, 1998 – 2000  
SUU Agricultural Program & Rodeo Team Advisory Board, 1998 – 2000  
Sixth Judicial District Nominating Commission, 1994 -- 1998  
President, Kanab Area Chamber of Commerce, 1994 – 1996  
Kane County Hospital Board, 1992 – 1995

**REFERENCES AVAILABLE UPON REQUEST**