

SALT LAKE COUNTY ORDINANCE

ORDINANCE NO: _____

Date: _____

STREET VACATION

AN ORDINANCE VACATING A RIGHT-OF-WAY INTEREST FOR THE USE OF A PUBLIC AS A HIGHWAY DONATED TO SALT LAKE COUNTY BY THE STATE OF UTAH

The County Legislative Body of Salt Lake County ordains as follows:

SECTION I. (1) A right-of-way interest for the use of the public as a highway donated to Salt Lake County by the State of Utah in 1945 through a Right of Way Deed, located at approximately 14425 South Bitterbrush Lane, 855 West 12300 South, and 496 West 13490 South, Draper, Utah, also identified as a portion of Parcel Nos. 33-02-200-0017, 33-02-400-005, and 33-01-102-003, which is more fully described in Exhibit "A" and incorporated herein by reference, is hereby vacated.

(2) The purpose of the vacation is to accommodate the request of the Utah Department of Transportation, the underlying property owner, to remove the encumbrance upon the land created by the Right-of Way Deed, the need for which road no longer exists due to the existing surface street and freeway system in Salt Lake County.

(3) This ordinance is based upon a determination by the County Legislative Body following a public hearing held on March 5, 2019, that due and proper notice of the hearing to vacate the road was duly given according to law; that no objection was made to the proposed vacation; that good cause exists for the vacation; that neither the public interest nor any person will be materially injured by the vacation; that fair and adequate

consideration has been provided; and that the County has no present or foreseeable future public need for the road, or for any other public purpose.

(4) All right, title and interest in and to the right-of-way being vacated is to revert, by operation of state law and county ordinances, to the underlying property owners.

(5) This ordinance shall have no force or effect to impair any other existing easements or rights-of-way for public utilities, public franchises, irrigation, storm drainage, or other such easements, as presently exist under, over, or upon the vacated portions of said easement, or as are or may be shown on the official plats and records of the County.

(6) The Salt Lake County Recorder is hereby directed to record this ordinance and make the necessary changes on the official plats and records of the County to reflect said ordinance.

SECTION II. This ordinance shall become effective 15 days after its passage and upon at least one publication of the ordinance or a summary of the ordinance in a newspaper published and having general circulation in Salt Lake County.

APPROVED and ADOPTED this __ day of _____, 2019.

SALT LAKE COUNTY

By _____
Richard Snelgrove

ATTEST:

Salt Lake County Clerk

APPROVED AS TO FORM

By _____
Deputy District Attorney

Vetoed and dated this _____ day of _____, 2019.

Mayor Jennifer Wilson or Designee

(Complete as Applicable)

Veto override: Yes ___ No ___ Date: _____

Ordinance published in newspaper: Date: _____

Effective date of ordinance: _____

ORDINANCE HISTORY

Council Member Bradley voting	_____
Council Member Bradshaw voting	_____
Council Member Burdick voting	_____
Council Member DeBry voting	_____
Council Member Ghorbani voting	_____
Council Member Granato voting	_____
Council Member Jensen voting	_____
Council Member Newton voting	_____
Council Member Snelgrove voting	_____

(EXHIBIT A)

A road vacation being a part of a highway right-of-way described in that Right-of-Way Deed recorded April 23, 1945 as Entry No. 999334 in Book 420, at Page 540 in the Office of the Salt Lake County Recorder located in the Northwest Quarter of Section 1 and the Northeast and Southeast Quarters of Section 2, Township 4 South, Range 1 West, Salt Lake Base and Meridian. The boundary of said road vacation is described as follows:

Beginning at a point which is West 1320 feet and North 650 feet from the Southeast corner of Section 2, Township 4 South, Range 1 West, Salt Lake Base and Meridian, which point the intersection of grantor's property line with the Southeast right of way line of the Denver & Rio Grande Western Railroad; thence South along said property line 260 feet to a point on a curve of the East side of a 66 foot wide road, the vertex of which bears South 79° East 1284 feet; thence Northeasterly around curve to the right 400 feet to the point of tangency; thence running parallel to and 66 feet from the Denver and Rio Grande Western Railroad's Southeast right of way line North 28° 29' East 4880 feet to a point on the Grantor's North property line; thence West along said North line 75.08 feet to a point on the Denver and Rio Grande Western Railroad's Southeast right of way line; thence along said right of way line South 28° 29' West 5000 feet to the point of beginning.

The above described road vacation contains 339,938 square feet in area or 7.804 acres, more or less.

LESS AND EXCEPTING: All of that portion of said Right-of-Way recorded April 23, 1945 as Entry No. 999334 in Book 420, at Page 540 lying southerly of the northerly Right of Way & No Access line of Bangerter Highway (SR-154) Project SP-0154(8)0 as shown on those UDOT Right-of-Way Plans approved 3-97 as Sheet No. 11B.


BALANCE: The above described road vacation contains 263,415 square feet in area or 6.047 acres, more or less.

EXHIBIT "B": By this reference, made a part hereof.

BASIS OF BEARING: The basis of bearing is West along the Section line between the Southeast Corner and the South Quarter Corner of said Section 2, Township 4 South, Range 1 West, Salt Lake Base and Meridian.

EXHIBIT "B"

LEGEND

- SECTION LINE
- ADJACENT PARCEL LINE
-  66.00 FOOT ROAD VACATION

NE 1/4
SECTION 2

NW 1/4
SECTION 1

1:C

STATE OF UTAH
DEPARTMENT OF
TRANSPORTATION
33-02-200-017

SE 1/4
SECTION 2

100.00
66.00'

BANGERTER HIGHWAY (SR-154)



PAGE 5 OF 5
FEBRUARY 27, 2019



SALT LAKE COUNTY
Road Vacation Highway Right-of-Way

Prepared for:
Salt Lake County Real Estate

Sec. 1 & 2, T.4S, R.1W, S.L.B.&M.
Work Order No. W022719029

Prepared by the Office of:
Reid J. Demman, P.L.S.
Salt Lake County Surveyor

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