

ORDINANCE NO. 1171

AN ORDINANCE VACATING A RIGHT-OF-WAY INTENDED FOR A STREET KNOWN AS 300 WEST LOCATED AT APPROXIMATELY 300 WEST BETWEEN 11600 SOUTH AND 11400 SOUTH

WHEREAS, the City has received a request submitted requesting certain described real properties known as the 300 West Right-of-Way be vacated as a public street; and

WHEREAS, the City Council has reviewed the request for the street vacation and has found that there is not a current demand for the right-of-way; and

WHEREAS, the proposed street vacation set forth herein has been reviewed by the City Council, and all appropriate public hearings have been held in accordance with Utah law to obtain public input regarding the proposed public interest in the section of street.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH:

Section 1. Findings: The City Council finds that neither the public interest nor any person will be materially injured by the vacation and there is good cause for the vacation.

Section 2. Street Vacation. The following described portion of the 300 West Right-of-Way located approximately between 11600 South and 11400 South and as shown on the attached map, no longer serves a public purpose and can be vacated as a public right of way:

See EXHIBIT A

Section 3. Severability Clause. If any part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all provisions, clauses and words of this Ordinance shall be severable.

Section 4. Private Easements. Nothing in this Ordinance shall terminate any private easement rights, including rights of access, held by property owners adjoining the area vacated by this Ordinance.

Section 5. Effective Date. This Ordinance shall become effective only after the Miller Family Real Estate, L.L.C. have closed on the purchase of parcels 27-24-300-021, 27-24-300-020, 27-24-401-003, and 27-24-401-006, and the vacation plat has been recorded with the Salt Lake County Recorder.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THIS 10th DAY OF NOVEMBER, 2015.

ATTEST:

DRAPER CITY

By: 

Rachelle Conner, City Recorder

By: 

Mayor Troy K. Walker

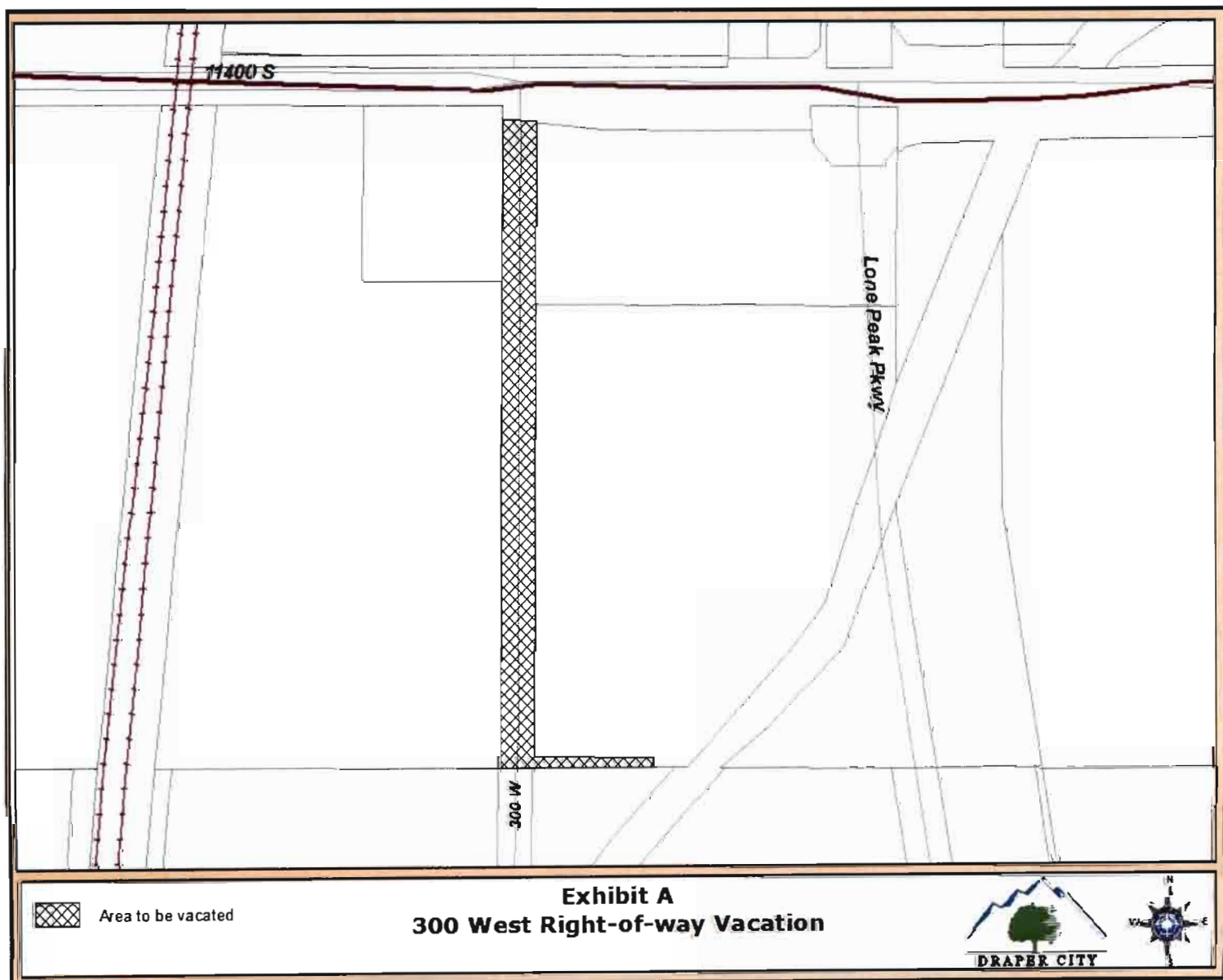


Exhibit A

A parcel of land situate in the NE1/4SW1/4 and in the NW1/4SE1/4 of Section 24, T. 3 S., R. 1 W., S.L.B. & M. The boundaries of said parcel of land are described as follows:

Beginning at the Center Quarter Corner of said Section 24 (Note: basis of bearing for this survey is South between the monuments representing the Center Quarter Corner and South Quarter Corner of said Section 24), and running thence N.89°52'26"E. 18.83 feet along the quarter section line of said section 24 to the intersection of the existing easterly right of way line of 300 west street and said quarter section line; thence South 1138.54 feet along said easterly right of way line of 300 west street; thence East 297.00 feet; thence South 16.50 feet to the south line of that parcel of land granted in book 8-Y at page 242 as entry number 292670; thence West 340.58 feet along said south line to the westerly right of way line of 300 west street; thence along said westerly right of way line North 1154.95 feet to the intersection of the existing westerly right of way line of 300 west street and said quarter section line; thence along said quarter section line N.89°52'26"E. 24.75 feet to the point of beginning.

The above described parcel of land contains 55,235 square feet or 1.268 acres in area, more or less.



Affidavit of Posting

SALT LAKE/UTAH COUNTY, STATE OF UTAH

I, the City Recorder of Draper City, by my signature below, certify that copies of **Ordinance No. 1171** for the **City of Draper**, which **Passed and Adopted by the City Council of Draper City, State of Utah on the 10th day of November, 2015**, was posted at the following places: Draper City Bulletin Board, Salt Lake County Library, Draper Crescent Senior Citizens Center, within the municipality.

Posted: November 17, 2015, through December 7, 2015

City Seal



A handwritten signature in blue ink, which appears to read "Rachelle Conner", is written over a horizontal line.

Rachelle Conner, MMC
City Recorder
Draper City, State of Utah