

**ORDINANCE NO. 1378**

**AN ORDINANCE VACATING A PORTION OF RIGHT-OF-WAY FOR A PORTION OF PARCEL 33-01-102-001 LOCATED IN LOT 4 OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN**

**WHEREAS**, the City has received a request by the adjacent property owners requesting a portion of real properties known as a portion of Parcel 33-01-102-001 be vacated as a public street; and

**WHEREAS**, the City Council has reviewed the request for the street vacation and has found there is not a current or future 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 Parcel 33-01-102-001 located in Lot 4 of Section 1, Township 4 South, Range 1 West, Salt Lake Base and Meridian, 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 and EXHIBIT B

**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.

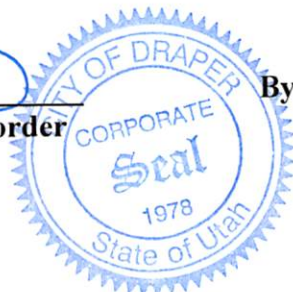
**Section 4. Effective Date.** This Ordinance shall become effective immediately upon publication or posting, or 30 days after final passage, whichever is closer to the date of final passage and the quitclaim deed has been recorded with the Salt Lake County Recorder.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THIS 8th DAY OF JANUARY 2019.**

ATTEST:

DRAPER CITY

By: Laura Oscarson  
Laura Oscarson, City Recorder



By: Troy K. Walker  
Mayor Troy K. Walker

**VOTE TAKEN:**

**YES**

**NO**

**Councilmember Lowery**

**Councilmember Green**

**Councilmember Summerhays**

**Councilmember Vawdrey**

**Councilmember Weeks**

**Mayor Walker**

**EXHIBIT A**  
**Legal Description**

Commencing at the Northwest Corner of Section 1, Township 4 South, Range 1 West, Salt Lake Base and Meridian, said Northwest Corner being a found 2.5" standard flat brass cap monument; thence along the north line of said Section 1 South 89°58'34" East 1346.27 feet; thence departing said north line South 00°56'05" West 554.47 feet along the easterly line of Lot 4 of said Section 1; thence North 89°58'34" West 35.00 feet to a found rebar and cap stamped Meridian and the Point of Beginning;

Thence South 00°56'05" West 41.29 feet to the southwest corner of a parcel of land as defined in that certain Quit Claim Deed, Recorded August 18, 2016, Entry Number 12345982, Book 10465, Page 7926, on file at the Salt Lake County, Utah Recorder's Office, said corner being the beginning of a non-tangent curve; thence southwesterly 74.33 feet along said curve to the left, having a radius of 815.00 feet (radius bears South 21°37'24" East) with a central angle of 05°13'33", chord bears South 65°45'49" West 74.31 feet to a point on the northerly right-of-way line of 13490 South Street; thence the next three (3) calls along said northerly right-of-way; 1) North 89°49'22" West 3.15 feet; 2) North 00°10'38" East 72.00 feet; 3) South 89°49'22" East 71.36 feet to the Point of Beginning.

The above-described contains 4,029 square feet or 0.09 acres.

**BASIS OF BEARING**

South 89°58'34" East, being the bearing of the north line of the Northwest Quarter (NW 1/4) of Section 1, Township 4 South, Range 1 West, Salt Lake Base and Meridian.

# EXHIBIT B

