

WHEN RECORDED, MAIL TO:

Draper City Recorder
1020 E. Pioneer Rd.
Draper, UT 84020

ORDINANCE NO. 1417

AN ORDINANCE VACATING A SLOPE PROTECTION EASEMENT ON PARCEL 33-12-400-037 LOCATED IN THE SOUTH QUARTER OF SECTION 12, TOWNSHIP 4 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN

WHEREAS, the City has received a request by the property owner that a slope protection easement on Parcel 33-12-400-037 be vacated; and

WHEREAS, the City Council has reviewed the request for the easement vacation and has found there is not a current or future use, need, or demand for the easement; and

WHEREAS, the proposed easement 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 the easement.

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. Easement Vacation. The following described portion of the Parcel 33-12-400-037 located in the South Quarter of Section 12, Township 4 South, Range 1 East, Salt Lake Base and Meridian, no longer serves a public purpose and can be vacated as a slope protection easement:

See EXHIBIT A

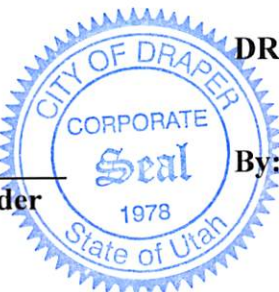
Section 4. Severability Clause. If any part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all provisions, clauses and words of this Ordinance shall be severable.

Section 5. Effective Date. This ordinance shall become effective immediately upon publication or posting, or the vacation is recorded with the Salt Lake County Recorder, whichever is closer to the date of final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THIS 10TH DAY OF DECEMBER 2019.

ATTEST:

By: 
Laura Oscarson, City Recorder



DRAPER CITY

By: 
Mayor Troy K. Walker

VOTE TAKEN:

YES

NO

Councilmember Lowery

Councilmember Green

Councilmember Summerhays

Councilmember Vawdrey

Councilmember Weeks

Mayor Walker

EXHIBIT A
Legal Description

VACATION OF A PORTION OF THAT CERTAIN SLOPE EASEMENT AGREEMENT RECORDED ON APRIL 23, 2004 AS ENTRY NO. 9042333, IN BOOK 8977, AT PAGE 2855, ON FILE WITH THE OFFICE OF THE SALT LAKE COUNTY RECORDER, SAID PORTION BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH IS SOUTH 89°25'58" EAST ALONG THE SECTION LINE A DISTANCE OF 113.32 FEET AND NORTH 88.86 FEET FROM THE SOUTH QUARTER OF SECTION 12, TOWNSHIP 4 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, SAID POINT ALSO BEING ON THE NORTHERLY RIGHT-OF-WAY LINE OF MARION VISTA DRIVE, SAID POINT ALSO BEING ON A 970.95 FOOT RADIUS CURVE TO THE RIGHT, AND RUNNING THENCE ALONG SAID CURVE A DISTANCE OF 260.33 FEET THROUGH A CENTRAL ANGLE OF 15°21'43" (CHORD BEARS NORTH 60°56'36" WEST 259.55 FEET), THENCE NORTH 36°44'16" EAST 7.47 FEET; THENCE SOUTH 69°58'01" EAST 274.20 FEET TO THE POINT OF A NON-TANGENT 5829.65 FOOT RADIUS CURVE TO THE LEFT AND THE WESTERLY RIGHT-OF-WAY LINE OF THE UTA RAILWAY CORRIDOR; THENCE ALONG SAID CURVE A DISTANCE OF 18.41 FEET THROUGH A CENTRAL ANGLE OF 00°10'52" (CHORD BEARS SOUTH 43°00'25" WEST 18.41 FEET) TO A POINT ON SAID RIGHT-OF-WAY; THENCE SOUTH 42°34'00" WEST ALONG SAID RIGHT-OF-WAY A DISTANCE OF 33.46 FEET TO THE POINT OF BEGINNING.

CONTAINS 9,029 SQUARE FEET OR 0.207 ACRES, MORE OR LESS.