

ORDINANCE NO. 1483

AN ORDINANCE VACATING A PORTION OF THE RIGHT-OF-WAY OF WILDRYE FIELD WAY WITHIN BIG WILLOW CREEK PHASE 1A SUBDIVISION AND A PORTION LOCATED WITHIN BIG WILLOW CREEK PHASE 1B

WHEREAS, the City has received a request by Ivory Development, LLC (“Developer”), who is developing all of the adjacent lots, to vacate a portion of a right-of-way of real property known as Wildrye Field Way (550 West); and

WHEREAS, the Developer has a subdivision development plan to relocate the public right-of-way to a new alignment more centrally located to the overall development; and

WHEREAS, the City Council has reviewed the request for the street vacation and has found there is not a current or future need for the portion of the right-of-way where it is located within the planned development; 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 public interest in the street.

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

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

Section 2. Street Vacation. The following described right-of-way of Wildrye Field Way (550 West) a portion located within the Big Willow Creek Phase 1A and a portion located within the Big Willow Creek Phase 1B, and as described herein, 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. Effective Date. This Ordinance shall become effective immediately upon the recording of Big Willow Creek Phase 6 Minor Subdivision at the Recorder’s Office at Salt Lake County creating the replacement public right-of-way for the development and the

acceptance of the constructed Phase 6 public improvements by the city. If Big Willow Creek Phase 6 Minor Subdivision is not recorded by April 6, 2022, this Ordinance will be void.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THIS 6TH DAY OF APRIL 2021.

DRAPER CITY



Mayor Troy K. Walker



ATTEST:



Laura Oscarson, CMC, City Recorder

VOTE TAKEN:

YES

NO

Councilmember Green

Councilmember T. Lowery

Councilmember F. Lowry

Councilmember Roberts

Councilmember Vawdrey

Mayor Walker

**EXHIBIT A
LEGAL DESCRIPTION**

WILDRYE FIELD WAY VACATION DESCRIPTION

A portion of Wildrye Field Way as dedicated by BIG WILLOW CREEK PHASE 1A Subdivision, according to the Official Plat thereof recorded October 17, 2018 as Entry No. 12869205 in Book 2018P of Plats at Page 351 of the Official Records of Salt Lake County and BIG WILLOW CREEK PHASE 1B Subdivision, according to the Official Plat thereof recorded October 17, 2018 as Entry No. 12869206 in Book 2018P of Plats at Page 352 of the Official Records of Salt Lake County, located in the SW1/4 of Section 24, Township 3 South, Range 1 West, Salt Lake Base & Meridian in Draper, Utah, more particularly described as follows:

Beginning at a located N89°54'32"E along the Section line 931.28 feet and North 1,867.25 feet from the Southwest Corner of Section 24, T3S, R1W, S.L.B.& M.; thence Northwesterly along the arc of a 50.00 feet radius non-tangent curve to the left (radius bears: S68°22'41"W) 64.47 feet through a central angle of 73°52'51" (chord: N58°33'45"W 60.10 feet); thence Northeasterly along the arc of a non-tangent curve to the right having a radius of 380.00 feet (radius bears: S55°33'14"E) a distance of 78.29 feet through a central angle of 11°48'18" Chord: N40°20'55"E 78.15 feet to a point of reverse curvature; thence along the arc of a curve to the left having a radius of 270.00 feet a distance of 89.26 feet through a central angle of 18°56'30" Chord: N36°46'49"E 88.85 feet; thence N27°18'34"E 206.07 feet; thence along the arc of a curve to the right with a radius of 280.00 feet a distance of 132.57 feet through a central angle of 27°07'37" Chord: N40°52'23"E 131.33 feet to a point of reverse curvature; thence along the arc of a curve to the left having a radius of 220.00 feet a distance of 223.53 feet through a central angle of 58°12'50" Chord: N25°19'46"E 214.03 feet; thence N70°09'58"E 1.49 feet; thence Southeasterly along the arc of a non-tangent curve to the left having a radius of 280.00 feet (radius bears: N78°11'25"E) a distance of 113.42 feet through a central angle of 23°12'32" Chord: S23°24'51"E 112.65 feet; thence Southwesterly along the arc of a non-tangent curve to the right having a radius of 280.00 feet (radius bears: N71°36'09"W) a distance of 114.81 feet through a central angle of 23°29'37" Chord: S30°08'39"W 114.01 feet; thence S52°38'39"W 118.83 feet; thence S24°07'30"W 86.87 feet; thence S34°10'35"W 129.10 feet; thence S01°02'15"E 32.59 feet; thence S27°17'45"W 12.57 feet; thence Southwesterly along the arc of a non-tangent curve to the right having a radius of 330.00 feet (radius bears: N62°41'26"W) a distance of 109.10 feet through a central angle of 18°56'30" Chord: S36°46'49"W 108.60 feet to a point of reverse curvature; thence along the arc of a curve to the left having a radius of 320.00 feet a distance of 62.78 feet through a central angle of 11°14'24" Chord: S40°37'52"W 62.68 feet to the point of beginning.

Contains: 38,498 square feet or 0.88 acres+/-

To be published on Friday, April 9, 2021, in *Deseret News*

City of Draper Notice of Ordinance Adoption – On April 6, 2021, the Draper City Council approved Ordinance #1483, vacating a portion of the right-of-way of Wildrye Field Way within Big Willow Creek Phase 1A and 1B. The complete ordinance is on file at the Draper City Recorder’s Office and online at www.draperutah.gov. Published this 9th day of April 2021. Laura Oscarson, Draper City Recorder.

