

SALT LAKE CITY ORDINANCE

No. 78 of 2005

(Closing and abandoning of a portion of Navajo Street (1335 West) at approximately 83 South)

AN ORDINANCE CLOSING AND ABANDONING A PORTION OF NAVAJO STREET (1335 WEST) AT APPROXIMATELY 83 SOUTH, PURSUANT TO PETITION NO. 400-05-01.

WHEREAS, the City Council of Salt Lake City, Utah, finds after public hearings that the City's interest in the portion of the street described below is not necessary for use by the public as a street and that closure and abandonment of this portion of the street will not be adverse to the general public's interest; and

WHEREAS, the title to the closed and portion of the street shall remain with the City until sale for fair market value.

NOW, THEREFORE, be it ordained by the City Council of Salt Lake City, Utah:

SECTION 1. A portion of Navajo Street (1335 West) at approximately 83 South, which is the subject of Petition of No. 400-05-01, and which is more particularly described on Exhibit A" attached hereto, be, and the same hereby is, closed and abandoned and declared no longer needed or available for use as a street.

SECTION 2. Reservations and disclaimers. The above closure and abandonment is expressly made subject to all existing rights-of-way and easements of all public utilities of any and every description now located on and under or over the confines of this property, and also subject to the rights of entry thereon for the purposes of maintaining, altering, repairing, removing or rerouting said utilities, including the City's water and sewer facilities. Said closure and abandonment is also subject to any existing rights-of-way or easements of private third parties.

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GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
SL CITY RECORDER
BY: ZJM, DEPUTY - M1 5 P.

SECTION 3. Conditions. This street closure and abandonment is conditioned upon the following:

A. Payment, by petitioner, to the City, of fair market value of that portion of the street, or its equivalent, and title to the street shall remain with the City until sale for fair market value, or the receipt of the equivalent value, in accordance with Salt Lake City Code Chapter 2.58; and

B. The existing public and private utility infrastructure must be properly disconnected or removed from the street area in a manner acceptable to the City's Public Utilities Department; and

C. The end of Navajo Street (1335 West) must be reconfigured to create a turnaround acceptable to the Salt Lake City Fire Department and Transportation Division.

SECTION 4. Effective Date. This Ordinance shall become effective on the date of its first publication and shall be recorded with the Salt Lake County Recorder. The City Recorder is instructed not to publish or record this ordinance until the conditions identified above has been met, as certified by the Salt Lake City Property Manager, Public Utilities Department, and Transportation Division.

SECTION 5. Time. If the conditions identified above have not been met within one year after adoption, this ordinance shall become null and void. The City Council may, for good cause shown, by resolution, extend the time period for satisfying the condition identified above.

Passed by the City Council of Salt Lake City, Utah this 15 day of November, 2005.

Debra Lambert
CHAIRPERSON

ATTEST:

Christina Neeker
CHIEF DEPUTY CITY RECORDER

Transmitted to Mayor on November 15, 2005.

Mayor's Action: X Approved. Vetoed.

Paul Carl
MAYOR

Christina Neeker
CHIEF DEPUTY CITY RECORDER

(SEAL)

Bill No. 78 of 2005.

Published: 2/21/06.



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APPROVED AS TO FORM
Salt Lake City Attorney's Office
Date September 12, 2005
By *M. Jamie Nij*

Planning OK
MP
9/12/05

EXHIBIT A

BOUNDARY DESCRIPTION

Beginning at a point North $0^{\circ}03'34''$ West 1534.93 feet and North $89^{\circ}58'19''$ East 30.70 feet from the City Monument in the Intersection of Navajo Street and 300 South Street, and running thence South $89^{\circ}58'19''$ West 20.70 feet; thence North $0^{\circ}03'34''$ West 70.00 feet thence South $89^{\circ}58'19''$ West 20.00 feet; thence South $0^{\circ}03'34''$ East 21.79 feet to a point of a 28.00 foot radius tangent curve to the right; thence Southwesterly along the arc of said curve 44.00 feet and through a central angle of $90^{\circ}01'53''$; thence South $89^{\circ}58'19''$ West 21.98 feet; thence South $0^{\circ}03'34''$ East 20.00 feet; thence South $89^{\circ}58'19''$ West 186.76 feet to a point on a 2831.79 foot radius curve to the right, the center of said curve bears South $25^{\circ}40'33''$ East; thence Northeasterly along the arc of said curve 299.56 feet, and through a central angle of $6^{\circ}03'40''$; thence South $0^{\circ}03'34''$ East 115.34 feet to the point of beginning.

Contains 14,147 square feet or 0.32 acres

Subject to an access easement in favor of Union Pacific Railroad Company, being further described as follows:

Beginning North $0^{\circ}03'34''$ West 1604.93 feet from the City Monument in the Intersection of Navajo Street and 300 South Street, and running thence South $89^{\circ}58'19''$ West 10.00 feet; thence North $0^{\circ}03'34''$ West 30.51 feet to a point on a 2831.79 foot radius curve to the right, the center of said curve bears South $20^{\circ}29'27''$ East; thence Northeasterly along the arc of said curve 21.31 feet and through a central angle of $0^{\circ}25'52''$; thence South $0^{\circ}03'34''$ East 37.89 feet; thence South $89^{\circ}58'19''$ West 10.00 feet to the point of beginning.

ROCKY J. FLUHART
CHIEF ADMINISTRATIVE OFFICER

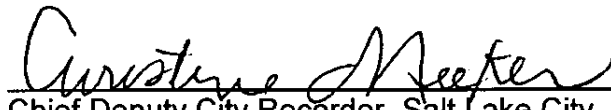
SALT LAKE CITY CORPORATION
DEPARTMENT OF MANAGEMENT SERVICES
CITY RECORDER

ROSS C. "ROCKY" ANDERSON
MAYOR

STATE OF UTAH,
City and County of Salt Lake,

I, Christine Meeker, Chief Deputy City Recorder of Salt Lake City, Utah, do hereby certify that the attached document, Ordinance 78 of 2005, Closing and abandoning a portion of Navajo Street (1335 West) at approximately 83 South is a true and correct copy.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City, this 15th day of February, 2005.



Chief Deputy City Recorder, Salt Lake City, Utah

