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RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
06/08/2006 08:49 AM
FEE \$0.00 Pgs: 3
DEP RTT REC'D FOR NORTH SALT LAKE

ORDINANCE NO. 06-7

**AN ORDINANCE VACATING AND RELEASING THE PUBLIC UTILITY EASEMENT
FROM LOT 106A OF FOXBORO PLAT 1A AMENDED SUBDIVISION
IN NORTH SALT LAKE, DAVIS COUNTY, UTAH,
AND RELEASING THE EASEMENTS THEREON.**

01-305-0106

WHEREAS, the City of North Salt Lake has been petitioned by Foxboro Terrace Association II, L.C., AKA Center Street Company, L C , to vacate the public utility easement from Lot 106A of Foxboro Plat 1A Amended Subdivision; and

WHEREAS, the North Salt Lake City Council has determined that within the meaning of 10-9-819 of the Utah Code there is good cause for vacating the public utility easement to be released from 106A of Foxboro Plat 1A Amended Subdivision, that such action will not be detrimental to the general interest, and that it is in the best interest of the City of North Salt Lake and its citizens to take such action.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF NORTH SALT LAKE UTAH, as follows:

SECTION 1. Legal Description.

Release of a 10 00 foot wide public utility easement being that 10.00 feet perpendicular to and left of the following described line:

Commencing North 21° 14'11" East 10.00 feet from the southwest corner of Lot 105, Foxboro Plat 1A Subdivision, being a part of the Northeast Quarter of Section 3, Township 1 North, Range 1 West, Salt Lake Base and Meridian; thence North 21° 14'11" East 235.09 feet; thence South 89° 59'48" East 262.74 feet.

SECTION 2. Vacation of public utility easement to be released from Lot 106A of Foxboro Plat 1A Amended Subdivision.

(A) Lot 106A of Foxboro Plat 1A was approved by the North Salt Lake City Council and recorded in the office of the Davis County Recorder on November 4, 2003, as Entry No. 1929395 in Book 3410 at Page 950.

SECTION 3. Recording of Ordinance.

Upon passage of this ordinance, a copy hereof shall be recorded in the office of the Davis County Recorder.

SECTION 4. Repeal.

All City ordinances in conflict with these provisions are hereby repealed. However, all provisions in force immediately prior to this ordinance shall continue in force hereafter for the purpose of any pending legal action, all rights acquired, all fines, penalties and forfeitures imposed, and any liabilities already incurred.

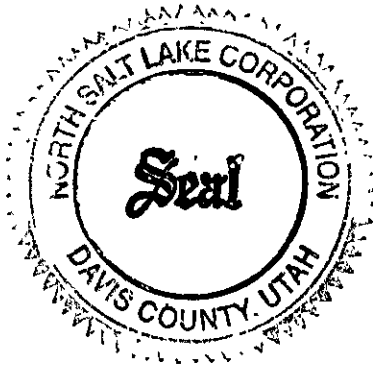
SECTION 5. Severability.

If any provision of this ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

SECTION 6. Effective Date.

This ordinance shall take effect immediately upon first publication or posting.

PASSED and APPROVED this 23rd day of May, 2006.

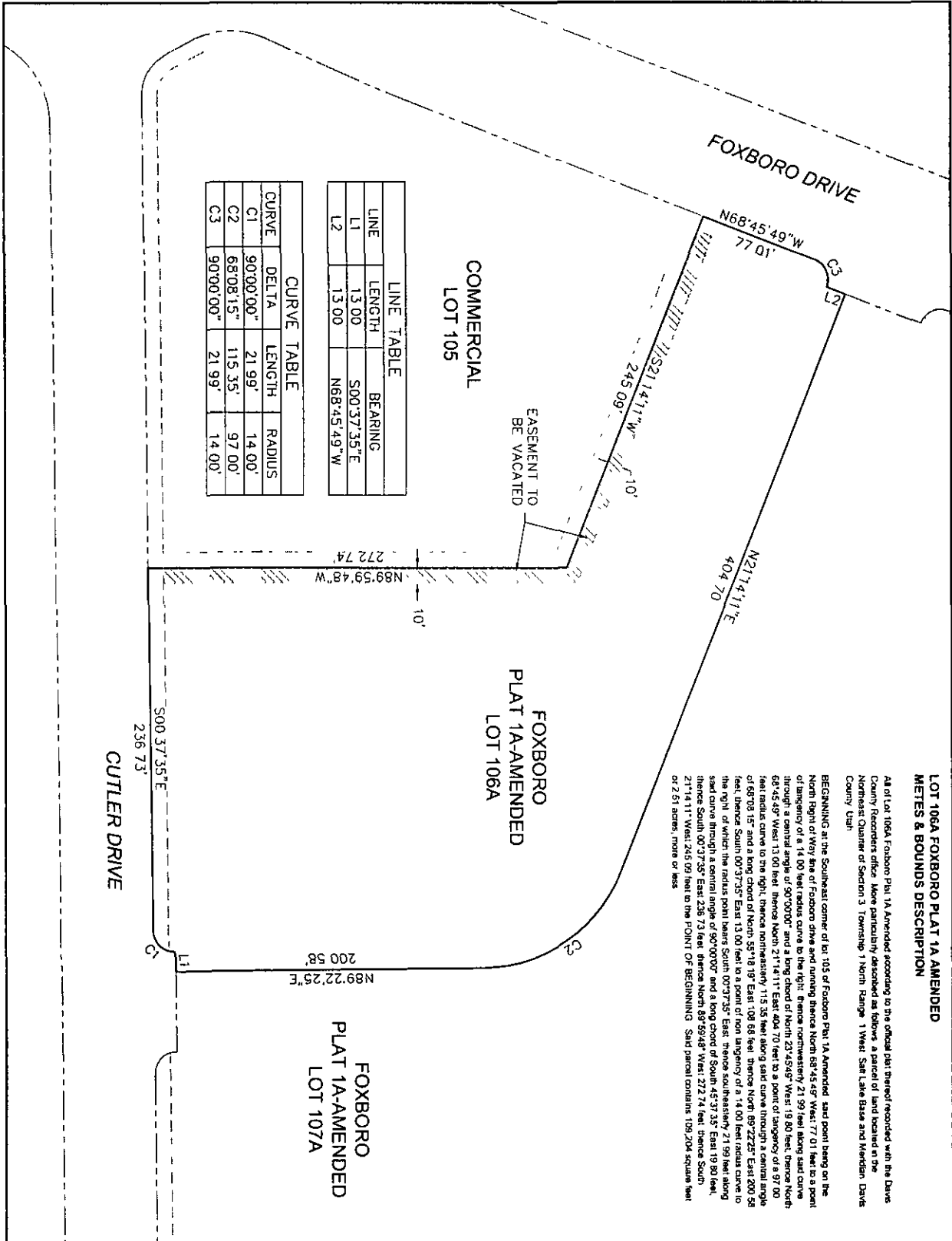


NORTH SALT LAKE CITY:


Kay W. Briggs, Mayor

ATTEST:


LaRae Dillingham, Recorder

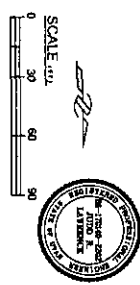


LOT 106A FOXBORO PLAT 1A AMENDED METES & BOUNDS DESCRIPTION

All of Lot 106A, Foxboro Plat 1A, Amended according to the official plat thereof recorded with the Davis County Recorder's office. More particularly described as follows: a parcel of land located in the Northeast Quarter of Section 3, Township 1 North, Range 1 West, Salt Lake Base and Meridian, Davis County, Utah.

BEGINNING at the Southeast corner of lot 105 of Foxboro Plat 1A, Amended, said point being on the North right of Way line of Foxboro drive and running thence North 68°45'49" West 17.01 feet to a point of tangency of a 14.00 foot radius curve to the right, thence northeasterly 21.99 feet along said curve through a central angle of 90°00'00" and a long chord of North 23°42'48" West 19.80 feet, thence North 68°45'49" West 13.00 feet, thence North 21°14'11" East 404.70 feet to a point of tangency of a 97.00 foot radius curve to the right, thence northeasterly 115.35 feet along said curve through a central angle of 68°08'15" and a long chord of North 53°18'19" East 108.68 feet, thence North 69°22'25" East 200.56 feet, thence South 00°37'35" East 13.00 feet to a point of non tangency of a 14.00 foot radius curve to the right, of which the radius point bears South 00°37'35" East, thence southeasterly 21.99 feet along said curve through a central angle of 90°00'00" and a long chord of South 45°37'35" East 19.80 feet, thence South 00°37'35" East 28.73 feet, thence North 69°59'48" West 212.74 feet, thence South 21°14'11" West 245.09 feet to the POINT OF BEGINNING. Said parcel contains 109,204 square feet or 2.51 acres, more or less.

NOTES



FOXBORO TERRACE ASSOCIATES, N.L.C.

FOXBORO TERRACE APARTMENTS

HUD PROJECT NUMBER 105-35153

VACATED EASEMENT EXHIBIT

BINGHAM ENGINEERING

DATE: 02/27/2008
 DRAWN BY: [Name]
 CHECKED BY: [Name]
 SCALE: AS SHOWN
 SHEET NO. 1 OF 1