

ORDINANCE NO. 02-16

AN ORDINANCE OF SOUTH OGDEN CITY, UTAH,  
AMENDING PRIOR ORDINANCE 01-20; APPROVING THE  
VACATION OF 6000 SOUTH STREET IN GRANITE POINT  
PHASE #1 SUBDIVISION; AUTHORIZING THE CREATION  
OF A CUL-DE-SAC; CORRECTING AN ERROR IN THE  
LEGAL DESCRIPTION THEREOF; AND ESTABLISHING AN  
EFFECTIVE DATE.



**Section 1. Recitals**

WHEREAS, the City of South Ogden (hereinafter "City") is a municipal corporation duly organized and existing under the laws of the State of Utah; and,

WHEREAS, the City Council finds that in conformance with the provisions of UCA §10-3-717, the governing body of the City may exercise all administrative powers by resolution; and,

WHEREAS, the City Council finds that in conformance with the provisions of ,and UCA §10-3-701, the governing body of the City may pass any ordinance to regulate, require, prohibit, govern, control or supervise any activity, business, conduct or condition authorized by State law or any other provision of law; and,

WHEREAS, the City Council finds that the Planning Commission of South Ogden City has determined that 6000 South should be dead ended in a cul de sac and that the City Council should approve the proposed vacation of 6000 South; and,

WHEREAS, the City Council seeks to be in compliance with current statutory requirements; and,

WHEREAS, the City Council has previously passed Ordinance 01-20 to address these matters but has discovered an error therein; and,

WHEREAS, the City Council desires to correct these errors; and,

WHEREAS, the City Council finds that the public convenience and necessity, public safety, health and welfare is at issue in this matter and requires the adoption of actions proposed herein by the City; now,

THEREFORE, BE IT ORDAINED by the Council City of South Ogden as follows:

**Section 2. Vacation Of 6000 South And Creation Of Cul-De-Sac:**

In accordance with the provisions of Article 25-10-2 and 25-1-8 of the Zoning Ordinance of South Ogden City, UCA §10-9-401, and based on the recommendation of the Planning Commission, 6000 South shall be, and the same is hereby, vacated and dead ended in a cul-de-sac.

The property in question is more particularly described as follows:

A part of the west half of Section 22, Township 5 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey:

Beginning at a point 1014.08 feet North 88°38'36" West along the Quarter Section line from the Northeast corner of the Southwest Quarter of said Section 22; and running thence South 1°21'24" West 30.00 feet to the North line of Lot 1, Granite Pointe Phase 1, a subdivision in South Ogden City, Weber County, Utah; thence North 88°38'36" West 466.41 feet (along said North line); thence Southwesterly along the arc of a 30.00 foot radius curve to the left a distance of 21.68 feet (long cord bears South 70°39'03" West 21.21 feet); thence Southwesterly along the arc of a 50.00 foot radius curve to the right a distance of 82.50 feet (long cord bears South 82°46'58" West 73.46 feet); thence North 88°38'36" West 69.47 feet, thence North 1°21'24" East 60.00 feet; thence South 88°38'36" East 69.47 feet, thence Northeasterly along the arc of a 50.00 foot radius curve to the right a distance of 82.50 feet (long cord bears North 85°29'48" East 73.45 feet); thence Southeasterly along the arc of a 30.00 foot radius curve to the left a distance of 21.68 feet (long cord bears South 67°56'22" East 21.21 feet); thence South 88°38'36" East 466.41 feet; thence South 1°21'24" West 30.00 feet to the point of beginning. Containing 8.27 Acres.

T.  
07-555-0001, 0002  
07-085-0015  
ABS.

### **Section 3. Repealer Of Conflicting Enactments:**

All orders, ordinances and resolutions with respect to the changes herein enacted and adopted which have heretofore been adopted by the City, or parts thereof, which are in conflict with any of the provisions of this Ordinance, are, to the extent of such conflict, hereby repealed, except that this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

### **Section 4 - Prior Ordinances And Resolutions:**

The body and substance of any and all prior Ordinances and Resolutions, together with their specific provisions, where not otherwise in conflict with this Ordinance, are hereby reaffirmed and readopted.

### **Section 5 - Savings Clause:**

If any provision of this Ordinance shall be held or deemed to be or shall, in fact, be invalid, inoperative or unenforceable for any reason, such reason shall not have the

effect of rendering any other provision or provisions hereof invalid, inoperative or unenforceable to any extent whatever, this Ordinance and the provisions of this Ordinance being deemed to be the separate independent and severable act of the City Council of South Ogden City.

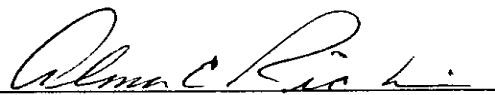
**Section 6: Copy to County Recorder** A certified copy of this Ordinance shall be filed with the County Recorder of Weber County, Utah by the City Recorder.

**Section 7. Date Of Effect**

BE IT FURTHER ORDAINED that this Ordinance shall be effective on the 18<sup>th</sup> day of June, 2002, and after publication or posting as required by law.

DATED this 18<sup>th</sup> day of June, 2002

SOUTH OGDEN CITY, a municipal corporation

by:   
Mayor  
George Garwood

Attested and recorded

  
Dana Pollard, City Recorder



E# 1856572 BK2241 PG322