

THE CITY OF WEST JORDAN, UTAH

Ordinance No. 20-46

13524350
01/06/2021 01:31 PM \$0.00
Book - 11094 Pg - 4349-4356
RASHELLE HOBBS
RECORDER, SALT LAKE COUNTY, UTAH
WEST JORDAN CITY
8000 S REDWOOD RD
WEST JORDAN UT 84088
BY: JLA, DEPUTY - WI 8 P.

**AN ORDINANCE TO VACATE THE ENTIRETY OF
6300 WEST STREET, 9350 SOUTH STREET AND 6370 WEST STREET
ON THE DANNON WAY INDUSTRIAL PARK SUBDIVISION PLAT
RECORDED JANUARY 2, 2019**

WHEREAS, the City of West Jordan ("City") adopted West Jordan City Code ("City Code") in 2009; and

WHEREAS, Utah Code Ann. Sections 10-9a-207, -208, -608, -609, and -609.5 and City Code Sections 5-2-5, 15-3-9, and 15-3-10 authorize the City to accept and act upon a petition to vacate a right of way easement or other similar easement, by giving notice and placing the petition on the agenda for a public hearing and action during a City Council meeting; and

WHEREAS, the current owner of all of the property contained in the Dannon Way Industrial Park Subdivision (located in the City), Kachina Sub, LLC, has filed a complete petition and filing fee with the City requesting that the City vacate the entirety of 6300 West Street, 9350 South Street and 6370 West Street; and

WHEREAS, after all public notices (required by state law and City ordinances) were first provided for, the City Council has held a public hearing (to obtain public input) and a public meeting on December 16, 2020 regarding the petition requesting the vacation of the entirety of 6300 West Street, 9350 South Street and 6370 West Street; and

WHEREAS, the City Council has reviewed the petition for vacating vacate the entirety of 6300 West Street, 9350 South Street and 6370 West Street and has found that good cause exists for the vacation because the streets are no longer needed for and the Dannon Way Industrial Park Subdivision, which is being amended from eleven lots to two lots, neither of which will be served by the vacated streets; and

WHEREAS, neither the public interest nor any person will be materially injured by the vacation; and the vacated streets no longer serves a public purpose; and

WHEREAS, the City Council finds it to be in the best interest of the public health, safety, and welfare to adopt this Ordinance to Vacate.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST JORDAN, UTAH AS FOLLOWS:

*Section 1. **Findings.*** The City Council finds that:

- a. Good cause exists for the vacation of the entirety of 6300 West Street, 9350 South Street and 6370 West Street on the Dannon Way Industrial Park Subdivision Plat; and
- b. Neither the public interest nor any person will be materially injured by said vacation; and
- c. The referenced streets no longer serve a public purpose.

*Section 2. **Vacation of the entirety of 6300 West Street, 9350 South Street and 6370 West Street.*** The City hereby grants the petition and entirely and completely vacates, as a public right of way, 6300

West Street, 9350 South Street and 6370 West Street on the Plat for Dannon Way Industrial Park Subdivision (see Vacation Plat – Exhibit “B”). A copy of the Original Plat Map depicting the streets to be vacated is attached hereto as Exhibit “A”, and a copy of the Amended Plat Map without the vacated streets is attached hereto as Exhibit “C.”

Section 3. City Staff to Ensure that this Ordinance is Recorded. The City staff shall ensure that this Ordinance is recorded with the Salt Lake County Recorder.

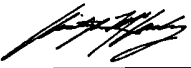
Section 4. Severability Clause. If any provision this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 5. Effective Date. This Ordinance shall become effective immediately upon posting or publication as provided by law if any of the following occur:

- a. The Mayor signs the Ordinance as provided by law; or
- b. The Mayor vetoes the Ordinance as provided by law and at the City Council’s next meeting following the Mayor’s veto the City Council passes the Ordinance over the Mayor’s veto by an affirmative vote of at least five (5) City Council members; or
- c. The Mayor fails to sign the Ordinance within fifteen (15) days after the City Council presents the Ordinance to the Mayor.

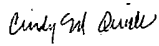

PASSED BY THE CITY COUNCIL OF WEST JORDAN, UTAH, THIS 16TH DAY OF DECEMBER 2020.

CITY OF WEST JORDAN

By: 

 Christopher McConnehey
 Council Chair

ATTEST:


 Cindy M. Quick, MMC
 Council Office Clerk

Voting by the City Council	"YES"	"NO"
Council Member Kelvin Green	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Zach Jacob	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Chad R. Lamb	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Chair Chris McConnehey	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member David Pack	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Kayleen Whitelock	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Melissa Worthen	<input checked="" type="checkbox"/>	<input type="checkbox"/>

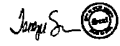
(continued on the following page)

PRESENTED TO THE MAYOR BY THE CITY COUNCIL ON Dec 18, 2020

Mayor's Action: Approve Veto

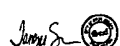
By:  Dec 18, 2020
Mayor Dirk Burton Date

ATTEST:


Tangee Sloan
City Recorder

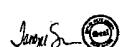
STATEMENT OF APPROVAL OF PASSAGE (check one)

- The Mayor approved and signed Ordinance No. 20-46.
- The Mayor vetoed Ordinance No. 20-46 on _____ and the City Council timely overrode the veto of the Mayor by a vote of _____ to _____.
- Ordinance No. 20-46 became effective by operation of law without the Mayor's approval or disapproval.


Tangee Sloan
City Recorder

CERTIFICATE OF PUBLICATION

I, Tangee Sloan, certify that I am the City Recorder of the City of West Jordan, Utah, and that the foregoing ordinance was published/posted in the Salt Lake Tribune, on the 20th day of December, 2020, pursuant to law.


Tangee Sloan
City Recorder

(continued on the following page)

EXHIBIT "A"

ORIGINAL PLAT FOR DANNON WAY INDUSTRIAL PARK SUBDIVISION

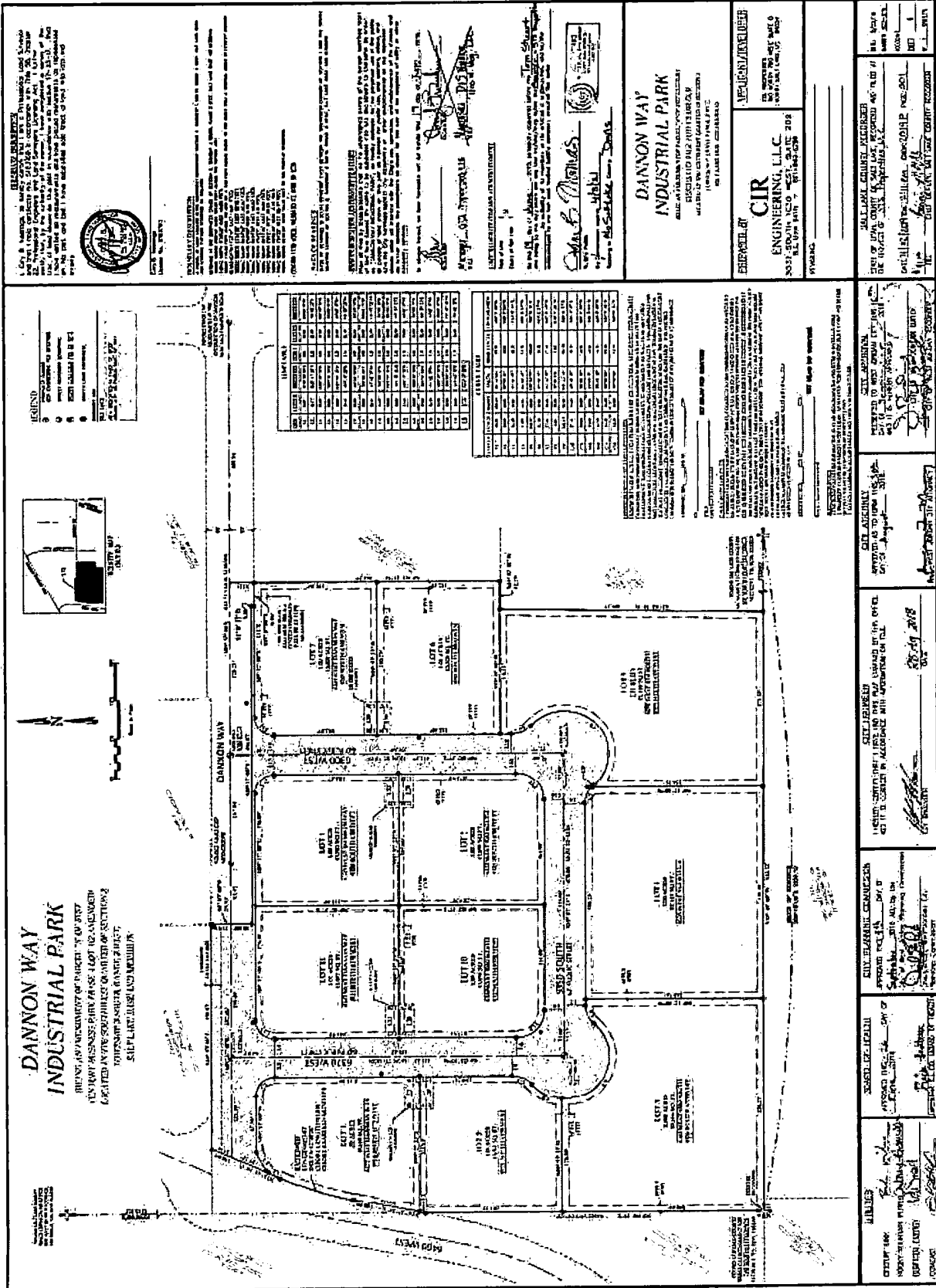


EXHIBIT "B" VACATION PLAT

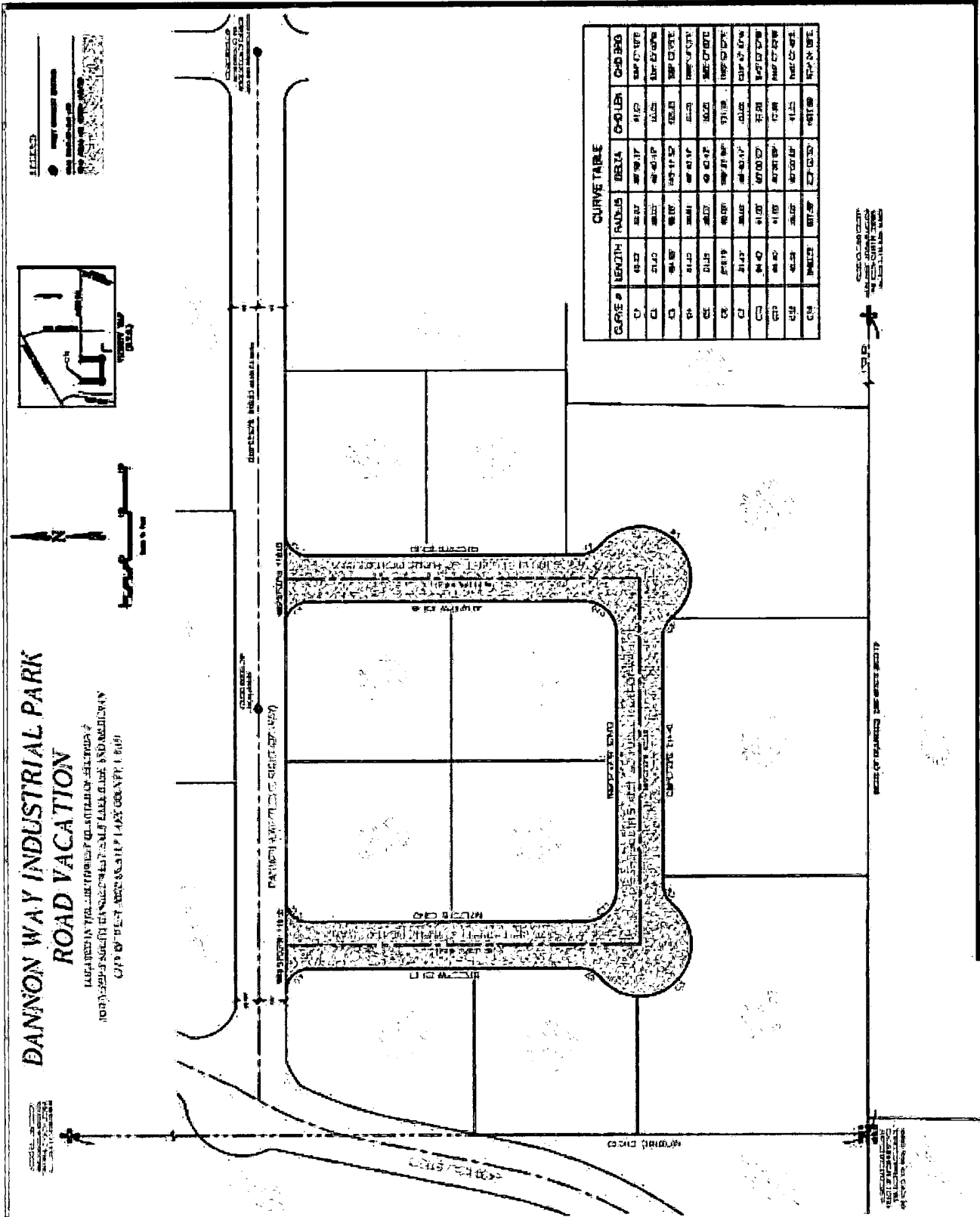
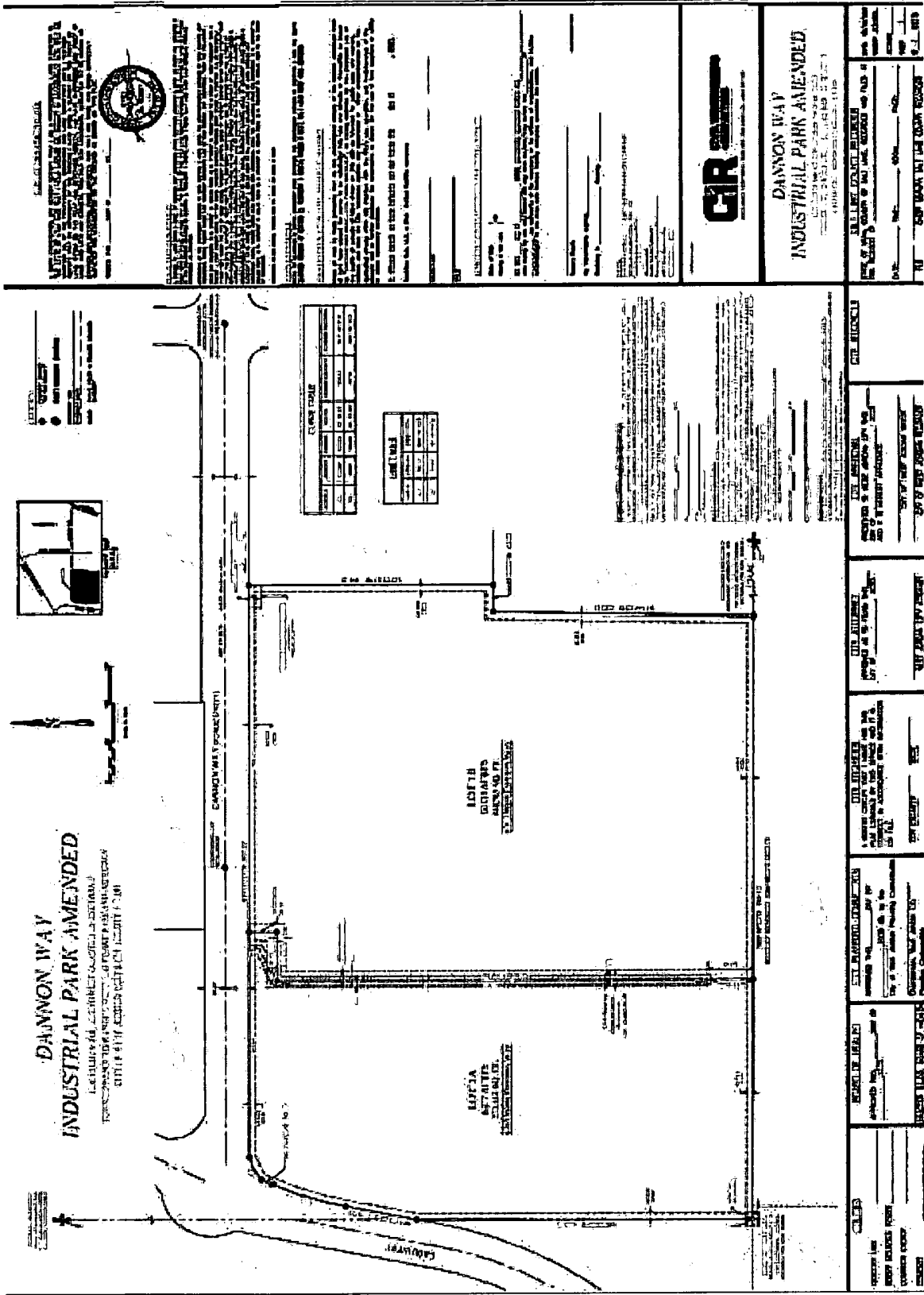


EXHIBIT "C"

AMENDED PLAT FOR DANNON WAY INDUSTRIAL PARK SUBDIVISION




Ordinance No. 20-46 Dannon Way Street Vacation


Final Audit Report


2020-12-18


Created:	2020-12-17
By:	Cindy Quick (Cindy.quick@westjordan.utah.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAIECLq_1LGx8JuVQa5MHiUPaDtNHGN2tN


"Ordinance No. 20-46 Dannon Way Street Vacation" History


-  Document created by Cindy Quick (Cindy.quick@westjordan.utah.gov)
2020-12-17 - 4:07:49 PM GMT- IP address: 207.225.200.66


-  Document emailed to Christopher McConnehey (chris.mcconnehey@westjordan.utah.gov) for signature
2020-12-17 - 4:10:48 PM GMT


-  Email viewed by Christopher McConnehey (chris.mcconnehey@westjordan.utah.gov)
2020-12-17 - 4:55:35 PM GMT- IP address: 173.226.103.219


-  Document e-signed by Christopher McConnehey (chris.mcconnehey@westjordan.utah.gov)
Signature Date: 2020-12-17 - 4:56:52 PM GMT - Time Source: server- IP address: 173.226.103.219


-  Document emailed to Cindy Quick (Cindy.quick@westjordan.utah.gov) for signature
2020-12-17 - 4:56:55 PM GMT


-  Document e-signed by Cindy Quick (Cindy.quick@westjordan.utah.gov)
Signature Date: 2020-12-17 - 5:01:07 PM GMT - Time Source: server- IP address: 207.225.200.66

-  Document emailed to Dirk Burton (dirk.burton@westjordan.utah.gov) for signature
2020-12-17 - 5:01:09 PM GMT

-  Email viewed by Dirk Burton (dirk.burton@westjordan.utah.gov)
2020-12-18 - 3:20:46 PM GMT- IP address: 207.225.200.66

-  Document e-signed by Dirk Burton (dirk.burton@westjordan.utah.gov)
Signature Date: 2020-12-18 - 3:21:29 PM GMT - Time Source: server- IP address: 207.225.200.66

-  Document emailed to Tangee Sloan (tangee.sloan@westjordan.utah.gov) for signature
2020-12-18 - 3:21:31 PM GMT

 Email viewed by Tangee Sloan (tangee.sloan@westjordan.utah.gov)

2020-12-18 - 7:20:24 PM GMT- IP address: 207.225.200.66

 Document e-signed by Tangee Sloan (tangee.sloan@westjordan.utah.gov)

Signature Date: 2020-12-18 - 7:20:59 PM GMT - Time Source: server- IP address: 207.225.200.66

 Agreement completed.

2020-12-18 - 7:20:59 PM GMT