

8581111

SALT LAKE CITY ORDINANCE  
No. 5 of 2003

(Closing and abandoning a portion of an alley  
located between Kelsey Avenue and 1300 South  
and between Main and Major streets)

AN ORDINANCE CLOSING AND ABANDONING A PORTION OF AN  
ALLEY LOCATED BETWEEN KELSEY AVENUE AND 1300 SOUTH AND  
BETWEEN MAIN AND MAJOR STREETS, PURSUANT TO PETITION NO. 400-02-  
026.

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

WHEREAS, the title to the closed and abandoned portion of the alley 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. The portion of an alley located between Kelsey Street and 1300  
South and Main Street and Major Street, which is the subject of Petition No. 400-02-026,  
and which is more particularly described on Exhibit A attached hereto, shall be and the  
same hereby is closed and abandoned and declared no longer to be needed or available  
for use as an alley.

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

BK8762PG6038

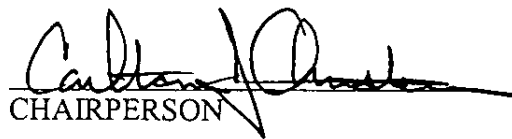
of maintaining, altering, repairing, removing or rerouting said utilities, including the City's water and sewer facilities. Said closure and abandonment is also subject to any existing rights of way or easements of private third parties.

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

- a. Payment to the City of the fair market value of the alley, as previously agreed upon by the Petitioner, and title to the alley shall remain with the City until sale for fair market value, in accordance with Salt Lake City Code Chapter 2.58.
- b. Future development of the property is subject to compliance with all relevant standards and ordinances.
- c. The alley closure and abandonment is subject to the execution and recordation of a private right-of-way agreement for the full width of the alley between all property owners whose property requires continued access to the alley, as may be appropriate, if the property acquisitions presently contemplated are not realized.

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 condition 3(a) identified above has been met, as certified by the Salt Lake City Property Manager.

Passed by the City Council of Salt Lake City, Utah, this 4th day of  
March, 2003

  
CHAIRPERSON

BK 8762 PG 6039

ATTEST AND COUNTERSIGN:

*Christina Meeks*  
CHIEF DEPUTY CITY RECORDER

Transmitted to Mayor on March 12th, 2003.

Mayor's Action:  Approved.  Vetoed.

*[Signature]*  
MAYOR

*Christina Meeks*  
CHIEF DEPUTY CITY RECORDER



(SEAL)

Bill No. 5 of 2003  
Published: \_\_\_\_\_

APPROVED AND FORWARDED  
Salt Lake City Recorder's Office  
Date 11-14-02  
By *[Signature]*

Legal Description  
ALLEY CLOSURE

Petition 400-02-26

Between Kelsey Avenue and 1300 South and between Main and Major Streets

CLOSURE:

Commencing at the Northwest corner of Lot 9, Block 4 of the Columbia Subdivision, a subdivision of Block 22, Five Acre Plat A, Big Field Survey, located in the south west quarter of Section 7, Township 1 South, Range 1 East, Salt Lake Base & Meridian; thence south 421.2 feet to a point 7.9 feet from the southwest corner of Lot 5, Block 2 of said subdivision; thence west 16.5 feet to a point 7.9 feet north of the southeast corner of Lot 18 of said subdivision; thence north 421.2 feet to the northeast corner of Lot 10, Block 4 of said subdivision; thence east 16.5 feet to the point of beginning.

11/5/02 JL

Affected Sidwell Numbers:

16-07-352-002  
16-07-352-003  
16-07-352-004  
16-07-352-005  
16-07-352-010  
16-07-352-011  
16-07-352-012  
16-07-352-013

BK 8762 PG 604 1

**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 is a full, and correct and true copy of Ordinance 5 of 2003, Closing and abandoning apportion of an alley located between Kelsey Avenue and 1300 South and between Main and Major Streets.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of said City, this 24th day of March, 2003.



A handwritten signature in cursive script that reads "Christine Meeker".

Deputy City Recorder, Salt Lake City, Utah

8581111  
03/26/2003 08:08 AM NO FEE  
Book - 8762 Pg - 6038-6042  
GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
SL CITY RECORDER  
BY: ZJM, DEPUTY - WI 5 P.

BK 8762 PG 6042