

WHEN RECORDED RETURN TO:

CITY OF SOUTH JORDAN
ATTN: PLANNING DEPARTMENT
1600 W TOWNE CENTER DRIVE
SOUTH JORDAN, UT 84095

13896110 B: 11308 P: 6727 Total Pages: 4
02/22/2022 02:50 PM By: ndarmiento Fees: \$0.00
ORDIN - ORDINANCE
Rashelle Hobbs, Recorder, Salt Lake County, Utah
Return To: SOUTH JORDAN
1600 W TOWNE CENTER DR SOUTH JORDAN, UT 84095



ORDINANCE 2022-08

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, VACATING A PORTION OF RIGHT-OF-WAY ALONG THE NORTH SIDE OF LAKE AVENUE (5215 W. TO 5340 W.) AND A PORTION OF RIGHT-OF-WAY ALONG THE WEST SIDE OF LAKE RUN ROAD (10965 S. TO 11120 S.).

WHEREAS, Utah Code §§ 10-9a-608, 609, and 609.5 require that any vacation of some or all of a public street, right-of-way, or easement, including those recorded by subdivision plat, within the City of South Jordan (the “City”) may only be approved by the City Council of the City of South Jordan (the “City Council”); and

WHEREAS, Larry H. Miller Real Estate (the “Applicant”), petitioned the City to vacate a 1961 sq. ft. portion of Lake Avenue and a 5314 sq. ft. portion of Lake Run Road, existing Rights-of-Way (“ROW”) that run adjacent to the Applicant’s property; and

WHEREAS, the City Council held a public hearing to consider Applicant’s petition to vacate the portion of ROW; and

WHEREAS, pursuant to Utah Code § 10-9a-609.5(3), the City Council finds that there is good cause to vacate the said ROW and that neither the public interest nor any person will be materially injured by vacating the ROW.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH:

SECTION 1. Grant of Petition to Vacate. The City Council hereby grants the Applicant’s petition to vacate the portion of ROW by adopting this Ordinance, more particularly shown on the attached **Exhibit A**.

SECTION 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all sections, parts, provisions and words of this Ordinance shall be severable.

SECTION 3. Effective Date. This Ordinance shall become effective upon recordation of this Ordinance or a subdivision plat showing the vacation of ROW along the south side of the existing road.

[SIGNATURE PAGE FOLLOWS]

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, ON THIS 15 DAY OF February, 2022 BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Patrick Harris	X	---	---	---
Bradley Marlor	X	---	---	---
Donald Shelton	X	---	---	---
Tamara Zander	X	---	---	---
Jason McGuire	X	---	---	---

Mayor: *Dawn R. Ramsey*
 Dawn R. Ramsey

Attest: *Anna Creston*

Approved as to form:

Gregory M. Simonsen
 Gregory M. Simonsen (Feb 10, 2022 08:34 MST)
 Office of the City Attorney

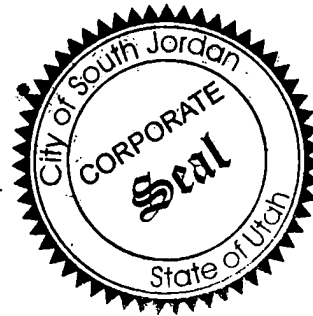
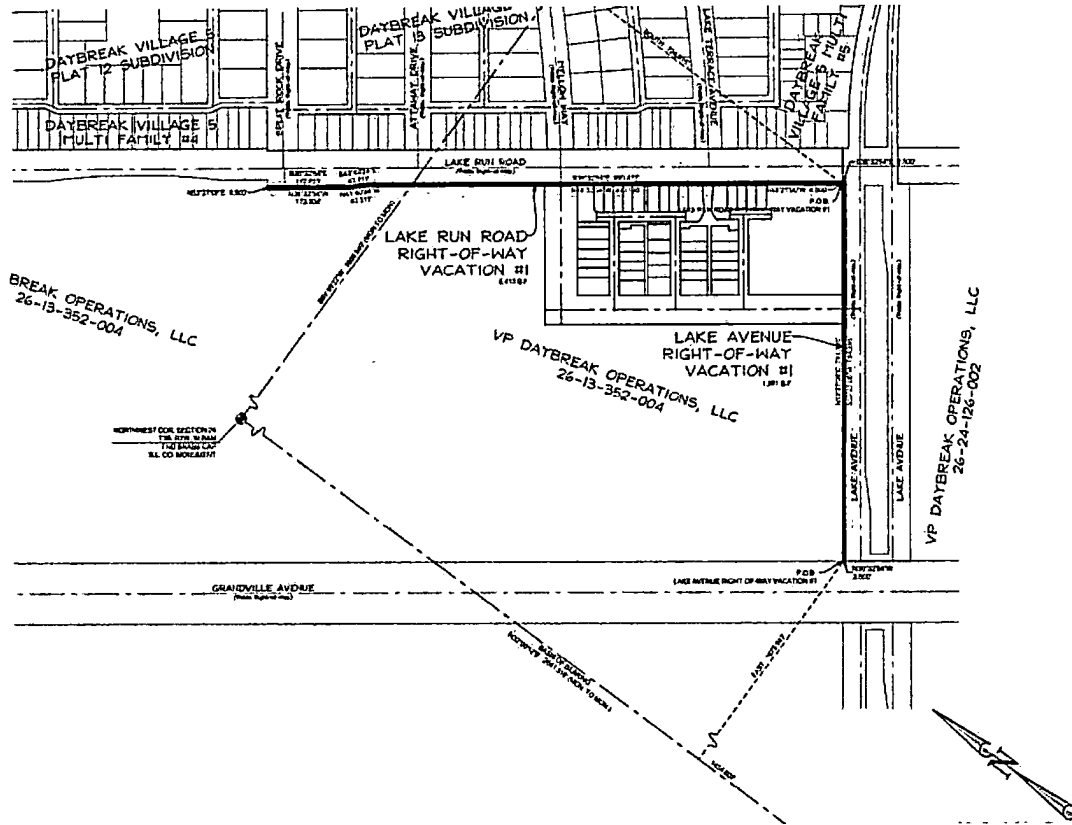


Exhibit A



LAKE AVENUE RIGHT-OF-WAY VACATION #1

Beginning at a Westerly Corner of the Daybreak Lake Avenue East subdivision, recorded as Entry No. 12633403 in Book 2017P at Page 278 in the Office of the Salt Lake County Recorder, said point lies North 00°00'12" East 1454.607 feet along the Section Line and East 1873.593 feet from the West Quarter Corner of Section 24, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Daybreak Lake Avenue East North 53°27'06" East 784.395 feet; thence South 36°32'54" East 2.500 feet; thence South 53°27'06" West 784.395 feet; thence North 36°32'54" West 2.500 feet to the point of beginning.

Property contains 0.045 acres, 1961 square feet.

LAKE RUN ROAD RIGHT-OF-WAY VACATION #1

Beginning at a Southerly Corner of the Daybreak Lake Run Road Right-of-Way Dedication Plat, recorded as Entry No. 12905736 in Book 2018P at Page 415 in the Office of the Salt Lake County Recorder, said point lies South 89°56'22" West 189.891 feet along the Section Line and South 724.916 feet from the North Quarter Corner of Section 24, Township 3 South, Range 2 West, Salt Lake Base and Meridian and running thence along said Daybreak Lake Run Road Right-of-Way Dedication Plat the following (4) courses: 1) North 36°32'54" West 990.196 feet; 2) North 43°40'24" West 40.311 feet; 3) North 36°32'54" West 172.304 feet; 4) North 53°27'06" East 4.500 feet; thence South 36°32'54" East 172.023 feet; thence South 43°40'24" East 40.311 feet; thence South 36°32'54" East 990.477 feet to the Southerly Line of said

Daybreak Lake Run Road Right-of-Way Dedication Plat; thence along said Southerly Line South
53°27'06" West 4.500 feet to the point of beginning.

Property contains 0.124 acres, 5413 square feet.