

CINDI L. MANSELL  
CITY RECORDER



JACQUELINE M. BISKUPSKI  
MAYOR

12982543  
05/07/2019 08:13 AM \$0.00  
Book - 10777 Pg - 7737-7740  
RASHELLE HOBBS  
RECORDER, SALT LAKE COUNTY, UTAH  
SL CITY RECORDER  
PO BOX 145455  
SALT LAKE CITY UT 84114  
BY: EAA, DEPUTY - WI 4 P.

## CERTIFICATION

### STATE OF UTAH, City and County of Salt Lake,

I, Kory Solorio, Assistant City Recorder of Salt Lake City, Utah, do hereby certify that this document is a full, true and correct copy of Ordinance 15 of 2019 partially vacating a portion of a public right-of-way on Hillside Avenue adjacent to a corner property located at 239 North East Capitol Street, pursuant to Petition No. PLNPCM2018-00121.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of said City, this 6th day of May, 2019.

Handwritten signature of Kory Solorio in cursive script.

Assistant City Recorder, Salt Lake City, Utah



LOCATION: 451 SOUTH STATE STREET, ROOM 415, SALT LAKE CITY, UTAH 84111  
MAILING ADDRESS: PO BOX 145515, SALT LAKE CITY, UTAH 84114-5515  
TELEPHONE: 801-535-7671 FAX: 801-535-7681

Ent 12982543 BK 10777 PG 7737

SALT LAKE CITY ORDINANCE  
No. 15 of 2019  
(Partial street vacation of Hillside Avenue adjacent to  
property located at 239 North East Capitol Street)

An ordinance partially vacating a portion of a public right-of-way on Hillside Avenue adjacent to a corner property located at 239 North East Capitol Street pursuant to Petition No. PLNPCM2018-00121.

WHEREAS, the Salt Lake City Planning Commission held a public hearing on November 14, 2018 to consider the request made by the adjacent parcel property owners, Brian and Jennifer Reuben (the “Applicants”) (Petition No. PLNPCM2018-00121) to partially vacate a portion of Hillside Avenue where it borders the Applicants’ property located at 239 North East Capitol Street; and

WHEREAS, at its November 14, 2018 hearing, the planning commission voted in favor of forwarding a positive recommendation on said petition to the Salt Lake City Council; and

WHEREAS, the city council finds after holding a public hearing on this matter, that the city’s interest in the portion of city-owned public right-of-way described below is not presently necessary for use by the public and that vacating a portion of that city-owned right-of-way will not materially injure the public interest or any person; and

NOW, THEREFORE, be it ordained by the city council of Salt Lake City, Utah:

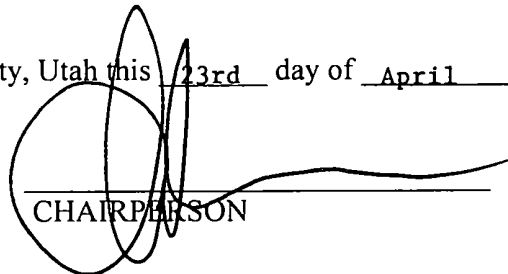
SECTION 1. Vacating City-Owned Right-of-Way. That a portion of Hillside Avenue adjacent to property located at 239 North East Capitol Street, which is the subject of Petition No. PLNPCM2018-00121, and which is more particularly described in Exhibit “A” attached hereto,

hereby is vacated and declared not presently necessary or available for public use.

SECTION 2. Reservations and Disclaimers. The above vacation 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 of maintaining, altering, repairing, removing or rerouting said utilities, including the city's water and sewer facilities. Said vacation is also subject to any existing rights-of-way or easements of private third parties.

SECTION 3. Effective Date. This Ordinance shall become effective on the date of its first publication and shall be recorded with the Salt Lake County Recorder.

Passed by the City Council of Salt Lake City, Utah this 23rd day of April, 2019.

  
CHAIRPERSON

ATTEST:  
  
CITY RECORDER

Transmitted to Mayor on April 26, 2019.

Mayor's Action:  Approved.  Vetoed.

  
CITY RECORDER

(SEAL)

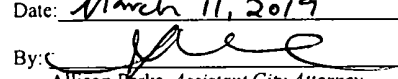
Bill No. 15 of 2019.

Published: May 8, 2019.

HB\_ATTU-#75296-v2-Street\_Vacation\_239\_N\_East\_Capitol\_Street\_

  
MAYOR



<b>APPROVED AS TO FORM</b> Salt Lake City Attorney's Office Date: <u>March 11, 2019</u> By:  Allison Parks, Assistant City Attorney
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**EXHIBIT "A"**

Legal description of property to be vacated on Hillside Avenue adjacent to a corner property located at 239 North East Capitol Street

BEGINNING AT A POINT 72.86 FEET EAST FROM THE NORTHWEST CORNER OF LOT 3, BLOCK 1. PLAT "K", SALT LAKE CITY SURVEY; AND RUNNING THENCE S 89°50'03" E 205.51', THENCE N 59°50'03" W 20.00' TO THE BACK OF THE WALK; THENCE WESTERLY ALONG THE BACK OF WALK N 89°50'03" W 188.22', MORE LESS TO THE A POINT 10.00' NORTH OF THE POINT OF BEGINNING; THENCE SOUTH 10.00' TO THE POINT OF BEGINNING.

Containing 1,968 Sq. Ft., More or Less.