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DOUG CROFTS, WEBER COUNTY RECORDER
12-MAY-06 11:02 AM FEE \$0.00 DEP KKA
REC FOR: OGDEN CITY

RESOLUTION NO. 2006- 7

A RESOLUTION OF THE OGDEN CITY COUNCIL APPROVING THE VACATION OF A PORTION OF 21st STREET BETWEEN HARRISON BOULEVARD AND VAN BUREN AVENUE; QUIT CLAIMING THE PROPERTY WITHIN THE VACATED PORTION OF SAID STREET TO THE ABUTTING PROPERTY OWNERS AS THEIR INTEREST MAY APPEAR SUBJECT TO THE RESERVATION OF A PUBLIC UTILITY EASEMENT OVER AND UNDER SAID PORTION OF SUCH STREET; AND DIRECTING THE CITY RECORDER TO RECORD THIS RESOLUTION IN THE OFFICE OF THE COUNTY RECORDER.

WHEREAS, there has been filed with the Council of Ogden City a petition requesting that a portion of 21st Street between Harrison Boulevard and Van Buren Avenue be vacated;

WHEREAS, the petition was reviewed by the Ogden City Planning Commission and recommended that the petition be granted, subject to a public utility easement being reserved over the vacated area;

WHEREAS, after notice and public hearing as acquired by law, the City Council finds that good cause exists for such vacation and that neither the public interest nor any person will be materially injured if such petition is granted.

NOW, THEREFORE, the Council of Ogden City hereby resolves as follows:

A. The portion of 21st Street between Harrison Boulevard and Van Buren Avenue described herein, as said street has heretofore been dedicated to Ogden City and the use of the public, is hereby closed to the public pursuant to law and the platting and/or dedication thereof is hereby vacated; subject to the reservation of an easement for public utilities over, under and through said portion of such street. The portion of 21st Street hereby vacated and closed is generally described as three feet (3') along the north side of 21st Street from Harrison Boulevard to Van Buren Avenue and more particularly described as follows: 14-000-0042+thru 0053 ^{KL} /

BEGINNING AT THE SOUTHWEST CORNER OF BLOCK 3, RUSHTON ADDITION TO OGDEN CITY, WEBER COUNTY, UTAH; RUNNING THENCE SOUTH 89°02'00" EAST 660.00 FEET ALONG THE SOUTH LINE OF SAID BLOCK 3 TO THE SOUTHEAST CORNER OF SAID BLOCK; THENCE SOUTH 0°58'00" WEST 3.00 FEET; THENCE NORTH 89°02'00"

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WEST 660.00 FEET; THENCE NORTH 0°58'00" EAST 3.00 FEET TO THE POINT OF BEGINNING.

B. Ogden City hereby relinquishes and quit claims to the abutting property owners, as their interests may appear, all of its right, title and interest in and to the land within said portion of 21st Street is hereby closed and vacated, subject to the reservation of an easement over, under and through such vacated portion for the installation, operation and maintenance of public utilities as authorized by Ogden City, including, but not limited to, lines and facilities for water, sanitary sewer, storm sewer, gas, electric, telephone and cable.

D. The City Recorder of Ogden City is authorized and directed to cause a copy of this resolution to be recorded in the office of the Weber County Recorder.

APPROVED AND ADOPTED this 2 day of May, 2006.

James M. H.
CHAIR

ATTEST:

[Signature]
CITY RECORDER

APPROVED AS TO FORM: [Signature] 3/9/06
LEGAL DATE

