



W3161261

ORDINANCE NO. 2000-4

EN 3161261 PG 1 OF 6
LEANN H KILTS, WEBER COUNTY RECORDER
16-JUN-21 9:38 AM FEE \$4.00 DEP OC
REC FOR: OGDEN CITY

AN ORDINANCE OF OGDEN CITY, UTAH, VACATING A PORTION OF A PUBLIC STREET ALONG THE FRONT OF THE PROPERTY AT 1351 VALLEY DRIVE, MORE PARTICULARLY; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON PUBLICATION AFTER FINAL PASSAGE.

WHEREAS, there has been filed with the Council of Ogden City a petition signed by the owner of the land abutting approximately 1351 Valley Drive, in Ogden City, Weber County, Utah, petitioning Ogden City to vacate said portion of Valley Drive; and

WHEREAS, the proposed vacation was reviewed by the Planning Commission with a favorable recommendation, and it appearing to the Council that neither the public nor any person will be injured if said petition is granted.

NOW, THEREFORE, The Council of Ogden City hereby ordains:

SECTION 1. A portion of a public street along the front of the property at 1351 Valley Drive, Ogden City, Weber County, Utah, is hereby closed to the public pursuant to law and the platting and dedication thereof is hereby vacated, reserving, however, the public utility easements presently existing in said street. Said portion of said street hereby vacated and closed is more particularly described as follows:

A PART OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 6 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, DESCRIBED AS FOLLOWS: A STRIP OF LAND BEING SOUTH 7 FEET OF EXISTING VALLEY VIEW DRIVE RIGHT OF WAY, WHICH STRIP IS 7 FEET IN WIDTH, THE NORTH LINE OF WHICH IS PARALLEL TO, AND AT A DISTANCE OF 33 FEET SOUTHERLY FROM THE CENTERLINE OF SAID VALLEY VIEW DRIVE, WHICH ABUTS THE FOLLOWING DESCRIBED PROPERTY ON ITS NORTH BOUNDARY, TOWIT: BEGINNING AT A POINT EAST 1320 FEET ALONG THE SECTION LINE AND SOUTH 920 FEET ALONG THE 40 ACRE LINE FROM THE NORTHWEST CORNER OF SAID SECTION 27, RUNNING THENCE SOUTH 87D03' WEST 127 FEET; THENCE NORTH 40D57' WEST 186.52 FEET; THENCE NORTH PARALLEL TO THE 40 ACRE LINE 428 FEET TO

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THE SOUTH RIGHT OF WAY LINE OF VALLEY VIEW DRIVE; THENCE SOUTHEASTERLY ALONG SAID SOUTH LINE, BEING ALONG THE ARC OF A 859 FOOT RADIUS CURVE TO THE LEFT, AN ARC DISTANCE OF 251.72 FEET, THE LONG CHORD OF WHICH BEARS SOUTH 84D53'26" EAST 250.84 FEET TO THE 40 ACRE LINE; THENCE SOUTH ALONG SAID 40 ACRE LINE 540 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

SECTION 2. 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 said street hereby closed and vacated.

SECTION 3. The City Recorder of Ogden City is authorized and directed to cause a copy of this ordinance to be recorded in the office of the Weber County Recorder.

SECTION 4. Effective Date. This ordinance shall become effective immediately upon publication after final passage.

PASSED, ADOPTED AND ORDERED PUBLISHED by the Council of Ogden City, Utah, this 4th day of January, ~~1999~~ ²⁰⁰⁰.

John W. Wolfe
CHAIRMAN

ATTEST:
Gloria Berrett
Gloria Berrett, City Recorder

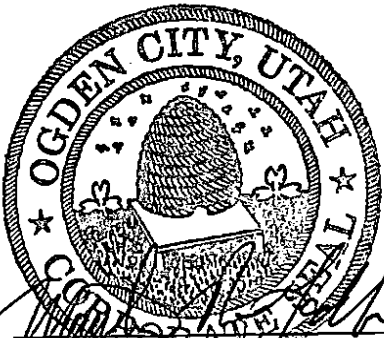
TRANSMITTED TO THE MAYOR ON: 1/7/2000

MAYOR'S ACTION: Approved Vetoed

PUBLICATION DATE: 1/18/2000

EFFECTIVE DATE: 1/18/2000

APPROVED AS TO FORM: AG 12/19/99
LEGAL DATE


Glenn J. Macdonald
Glenn J. Macdonald, Mayor
Matthew R. Godfrey
Matthew R. Godfrey
Attest: Gloria Berrett
City Recorder

ORDINANCE NO. 2000-11

AN ORDINANCE OF OGDEN CITY, UTAH VACATING A PORTION OF "C" AVENUE, WHICH PORTION INCLUDES THE WESTERN-MOST 14 FEET OF "C" AVENUE BETWEEN 24TH STREET AND LAKE STREET AND THE EASTERN-MOST 14 FEET OF "C" AVENUE BETWEEN CAPITOL AND LAKE STREET ; QUIT CLAIMING THE PROPERTY WITHIN THE VACATED PORTION OF SAID STREET TO THE ABUTTING PROPERTY OWNERS AS THEIR INTEREST MAY APPEAR; RESERVING A RIGHT-OF-WAY FOR ALL UTILITIES THAT MAY NOW EXIST IN SAID PORTION OF SUCH STREET; DIRECTING THE CITY RECORDER TO RECORD THIS ORDINANCE IN THE OFFICE OF THE COUNTY RECORDER; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON PUBLICATION AFTER FINAL PASSAGE.

WHEREAS, a request was filed with the Planning Commission that 14 feet on the west side of "C" Avenue between 24th Street and Capitol Street be vacated, which request was made by all owners abutting the portion of such street requested to be vacated;

WHEREAS, the request was reviewed by the Ogden City Planning Commission, which recommended that the request be granted on the condition that the vacated portion on the west side be extended from Capitol Street to Lake Street and that the east side of "C" Avenue also be vacated between Capitol Street and Lake Street, favoring a comprehensive rather than piecemeal approach to the narrowing of the right-of-way for a public street;

WHEREAS, all owners have not signed a petition for the vacation as revised and expanded by the Planning Commission;

WHEREAS, the City Council held a hearing on 22 February, 2000, after notice as required by State law; and

WHEREAS, it appears to the City Council that good cause exists for such vacation and that neither the public nor any person will be injured if such petition is granted.

NOW, THEREFORE, the Council of Ogden City hereby ordains:

SECTION 1. That portion of "C" 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 dedication thereof is hereby vacated; reserving, however, any public utility easement presently existing in said portion of such street. The portion of "C" Avenue hereby vacated and closed is generally described as the western-most 14 feet of the width of "C"

Avenue between 24th Street and Lake Street and the eastern-most 14 feet of the width of "C"

Avenue between Capitol Street and Lake Street, and more particularly described as follows:

A PART OF BLOCK 1, WEST OGDEN ADDITION IN OGDEN CITY, WEBER COUNTY UTAH. BEGINNING AT A POINT NORTH 89 DEGREES 02' WEST 49.5 FEET AND NORTH 0 DEGREES 58' EAST 33 FEET FROM THE INTERSECTION OF THE CENTERLINES OF CAPITOL AND C AVENUE AND RUNNING THENCE NORTH 0 DEGREES 58' EAST 298.42 FEET, THENCE SOUTH 89 DEGREES 02' EAST 14 FEET THENCE SOUTH 0 DEGREES 58' WEST 298.42 FEET, THENCE NORTH 89 DEGREES 02' WEST 14 FEET TO THE POINT OF BEGINNING.

ALSO A PART OF BLOCK 6, WEST OGDEN ADDITION IN OGDEN CITY, WEBER COUNTY UTAH. BEGINNING AT A POINT NORTH 89 DEGREES 02' WEST 49.5 FEET AND SOUTH 0 DEGREES 58' WEST 33 FEET FROM THE INTERSECTION OF THE CENTERLINES OF CAPITOL AND C AVENUE AND RUNNING THENCE SOUTH 0 DEGREES 58' WEST 298.42 FEET, THENCE SOUTH 89 DEGREES 02' EAST 14 FEET THENCE NORTH 0 DEGREES 58' EAST 298.42 FEET, THENCE NORTH 89 DEGREES 02' WEST 14 FEET TO THE POINT OF BEGINNING.

ALSO A PART OF BLOCK 7, WEST OGDEN ADDITION IN OGDEN CITY, WEBER COUNTY UTAH. BEGINNING AT A POINT SOUTH 89 DEGREES 02' EAST 49.5 FEET AND SOUTH 0 DEGREES 58' WEST 33 FEET FROM THE INTERSECTION OF THE CENTERLINES OF CAPITOL AND C AVENUE AND RUNNING THENCE SOUTH 0 DEGREES 58' WEST 298.42 FEET, THENCE NORTH 89 DEGREES 02' WEST 14 FEET THENCE NORTH 0 DEGREES 58' EAST 298.42 FEET, THENCE SOUTH 89 DEGREES 02' EAST 14 FEET TO THE POINT OF BEGINNING.

ALSO A PART OF BLOCK 11, WEST OGDEN ADDITION IN OGDEN CITY, WEBER COUNTY UTAH. BEGINNING AT A POINT NORTH 89 DEGREES 02' WEST 49.5 FEET AND SOUTH 0 DEGREES 58' WEST 49.5 FEET FROM THE INTERSECTION OF THE CENTERLINES OF 25TH STREET AND C AVENUE AND RUNNING THENCE SOUTH 0 DEGREES 58' WEST 298.7 FEET, THENCE SOUTH 89 DEGREES 02' EAST 14 FEET THENCE NORTH 0 DEGREES 58' EAST 298.7 FEET, THENCE NORTH 89 DEGREES 02' WEST 14 FEET TO THE POINT OF BEGINNING.

ALSO A PART OF BLOCK 10, WEST OGDEN ADDITION IN OGDEN CITY, WEBER COUNTY UTAH. BEGINNING AT A POINT SOUTH 89 DEGREES 02' EAST 49.5 FEET AND SOUTH 0 DEGREES 58' WEST 49.5 FEET FROM THE INTERSECTION OF THE CENTERLINES OF 25TH STREET AND C AVENUE AND RUNNING THENCE SOUTH 0 DEGREES 58' WEST 298.7 FEET, THENCE NORTH 89 DEGREES 02' WEST 14 FEET THENCE NORTH 0 DEGREES 58' EAST 298.7 FEET, THENCE SOUTH 89 DEGREES 02' EAST 14 FEET TO THE POINT OF BEGINNING. SUBJECT TO ANY UTILITY EASEMENT OVER THE ABOVE-DESCRIBED PARCEL.

SECTION 2. 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 "C" Avenue hereby closed and vacated; provided, however, that said vacation is subject to all utilities that may now exist in said vacated portion, including, but not limited to watermains, sanitary sewer mains, storm sewer lines, gas lines, electric lines, telephone lines and cable lines, said easement to provide full right of ingress and egress for maintenance, repairs or replacement of any and all such utility lines.

SECTION 3. The City Recorder of Ogden City is authorized and directed to cause a copy of this ordinance to be recorded in the office of the Weber County Recorder.

SECTION 4. Effective date. This ordinance shall become effective immediately upon publication after final passage.

PASSED, ADOPTED AND ORDERED PUBLISHED by the Council of Ogden City, Utah, this 22nd day of February, 2000.

[Signature]
Chair

ATTEST:

[Signature]
Gloria Berrett, City Recorder

TRANSMITTED TO THE MAYOR ON: 3-13-00

MAYOR'S ACTION: APPROVED VETOED

[Signature]
Matthew R. Godfrey, Mayor



ATTEST:

Gloria Berrett
Gloria Berrett, City Recorder

PUBLICATION DATE: 22 March 2000

EFFECTIVE DATE: 22 March 2000

APPROVED AS TO FORM: ay 1/10/2000
LEGAL DATE



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