

When Recorded, return to:  
Herriman City Recorder  
5355 West Herriman Main Street  
Herriman, UT 84096

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02/02/2021 09:20 AM \$0.00  
Book - 11110 Pg - 6371-6376  
RASHELLE HOBBS  
RECORDER, SALT LAKE COUNTY, UTAH  
HERRIMAN  
5355 W HERRIMAN MAIN ST  
HERRIMAN UT 84096  
BY: MZA, DEPUTY - WI 6 P.

**HERRIMAN, UTAH  
ORDINANCE NO. 2020-16**

**AN ORDINANCE DECLARING TWO RIGHT OF WAY PARCELS ADJACENT TO MOUNTAIN VIEW CORRIDOR AND REAL VISTA DRIVE, UTAH, AS SURPLUS; ESTABLISHING THAT THE PROPERTY WAS OBTAIN BY EXACTION AND PURSUANT TO UTAH CODE ANN. § 10-9A-508 (4) THAT THE PROPERTY BE FIRST OFFER, WITHOUT RECEIVING ADDITIONAL CONSIDERATION, TO THE PERSON WHO GRANTED THE PROPERTY TO THE CITY**

**WHEREAS**, the Herriman City Council (“Council”) met in regular meeting on May 13, 2020, to consider, among other things, an ordinance declaring two right of way parcels adjacent to Mountain View Corridor and Real Vista Drive, Utah, as surplus; establishing that the property was obtain by exaction and pursuant to Utah Code Ann. § 10-9a-508 (4) that the property be first offer, without receiving additional consideration, to the person who granted the property to the City; and

**WHEREAS**, the staff has recommended to the Council, and the Council has determined that two right of way parcels adjacent to Mountain View Corridor and Real Vista Drive, Utah, are surplus; and

**WHEREAS**, the two right of way parcels (“Property”) are graphically depicted on the attached plat; and

**WHEREAS**, the staff has advised the Council that the Property was obtained by exaction and that pursuant to Utah Code Ann. § 10-9a-508 (4) the Property be first offer, without receiving additional consideration, to the person who granted the Property to the City and that the regular surplus process identified in the Herriman Code of Ordinances should not be utilized; and

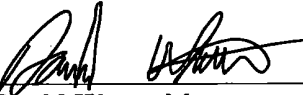
**WHEREAS**, after careful consideration, the Council has determined that it is in the best interest of the public to declare the Property as surplus, that the Property was obtained by exaction, and that pursuant to Utah Code Ann. § 10-9a-508 (4) the Property be first offer, without receiving additional consideration, to the person who granted the Property to the City and that the regular surplus process identified in the Herriman Code of Ordinances should not be utilized.

**NOW, THEREFORE, BE IT ORDAINED** by the Council that it is in the best interest of the public to declare the Property as surplus, that the Property was obtained by exaction, and that pursuant to Utah Code Ann. § 10-9a-508 (4) the Property be first offer, without receiving additional consideration, to the person who granted the Property to the City and that the regular surplus process identified in the Herriman Code of Ordinances should not be utilized.

**BE IT FURTHER ORDAINED** by the Council that the Property be conveyed by quit claim deed to the developer who dedicated the Property to the City.

**PASSED AND APPROVED** this 13<sup>th</sup> day of May, 2020.

**HERRIMAN CITY**

By:   
David Watts, Mayor

**ATTEST:**

  
Jackie Nostrom, MMC  
City Recorder



**POD 35, Exacted Property to be returned to Grantor – legal description**

Beginning at a point on the northerly right-of-way line of Real Vista Drive, said point being South 0°28'03" West 446.19 feet along the section line and South 89°31'57" East 346.14 feet from the West Quarter Corner of Section 8, Township 4 South, Range 1 West, Salt Lake Base and Meridian, running thence South 38°24'00" West 492.69 feet, to the POINT OF BEGINNING; running thence along a 1249.00 foot radius curve to the right a distance of 101.78 feet (long chord bears South 40°44'04" West 101.75 feet); thence South 43°04'08" West 131.83 feet; thence North 51°59'37" West 8.55 feet; thence South 39°58'51" West 182.07 feet; thence South 38°24'26" West 138.00 feet; thence South 75°51'28" West 59.20 feet; thence North 53°35'22" West 929.12 feet; thence North 38°28'30" East 69.66 feet; thence North 38°24'00" East 39.95 feet; thence South 51°41'02" East 908.96 feet; thence North 45°56'08" East 525.96 feet; thence South 51°36'00" East 15.00 feet, to the POINT OF BEGINNING.

### POD 35 SUBDIVISION AMENDING LOT C, SOUTH HERRIMAN

**NOTICE TO CONTRACTORS:**  
The contractor shall be responsible for obtaining all necessary permits and for the cost thereof.

**GENERAL NOTES:**  
1. The contractor shall be responsible for obtaining all necessary permits and for the cost thereof.  
2. The contractor shall be responsible for the cost of all utility relocation work.  
3. The contractor shall be responsible for the cost of all utility relocation work.

**POD 35 SUBDIVISION, AMENDING LOT C, SOUTH HERRIMAN**  
LOT 1 AND LOT 2 ARE TO BE DEVELOPED AS SINGLE-FAMILY RESIDENTIAL LOTS.

**OWNER:** [Name Redacted]  
**DEVELOPER:** [Name Redacted]

**DATE:** [Redacted]

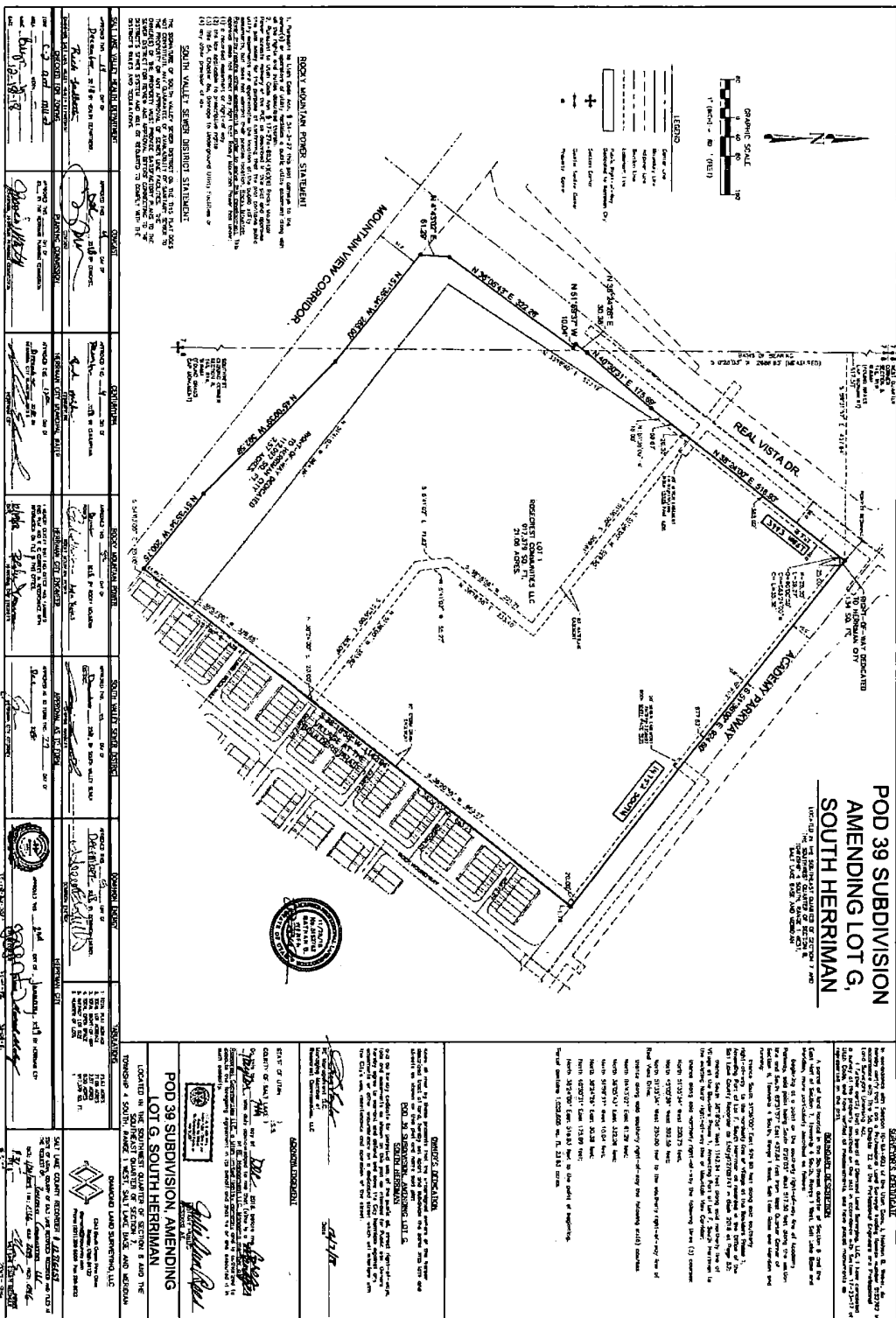
**SCALE:** [Redacted]

1. Pod 35 Surplus Property Exhibit

POD 39, Exacted Property to be returned to Grantor – legal description

Beginning at a point on the southerly right-of-way line of Academy Parkway, said point being South 0°28'03" West 517.50 feet along the section line and South 89°31'57" East 437.64 feet from the West Quarter Corner of Section 8, Township 4 South, Range 1 West, Salt Lake Base and Meridian, running thence South 51°36'00" East 924.60 feet and South 38°18'58" West 1142.94 feet, to the POINT OF BEGINNING; running thence North 51°35'34" West 200.75 feet; thence North 45°00'39" West 392.59 feet; thence North 51°35'34" West 285.00 feet; thence North 04°43'02" East 61.29 feet; thence North 36°05'43" East 322.26 feet; thence North 51°59'37" West 10.04 feet; thence North 38°24'26" East 30.38 feet; thence North 40°30'31" East 175.69 feet; thence North 38°24'00" East 26.24 feet; thence South 51°36'00" East 15.00 feet; thence South 33°16'40" West 523.12 feet; thence South 51°41'02" East 864.38 feet; thence South 38°18'58" West 130.48 feet, to the POINT OF BEGINNING.

2. Pod 39 Surplus Property Exhibit



**POD 39 SUBDIVISION  
AMENDING LOT G,  
SOUTH HERRIMAN**

**STATEMENT OF WORK**  
The undersigned has prepared this plan for the purpose of showing the location of the proposed subdivision and the location of the proposed subdivision. The plan is subject to the approval of the Board of Commissioners and the Board of Health. The plan is subject to the approval of the Board of Commissioners and the Board of Health. The plan is subject to the approval of the Board of Commissioners and the Board of Health.

**OWNER'S DECLARATION**  
I, the undersigned, being the owner of the land shown on this plan, do hereby certify that the information furnished to me by the surveyor is true and correct. I have read the plan and understand its contents. I have signed this declaration in the presence of two witnesses and a Justice of the Peace. I have signed this declaration in the presence of two witnesses and a Justice of the Peace.

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