

RETURN TO
SOUTH JORDAN CITY
1600 W TOWNE CENTER DR.
SOUTH JORDAN, UT 84095

ORDINANCE NO. 2018-19

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, VACATING A 40-FOOT-WIDE UTILITY EASEMENT (20' WIDE PUBLIC UTILITY AND 20' WIDE PUBLIC SEWER EASEMENT) AND A 20' WIDE PUBLIC UTILITY EASEMENT OF THE SOJO SUBDIVISION PHASE 2.

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, Tyson Williamson (the "Applicant"), on behalf of the owners of lots 3 and parcel 'A' of the SOJO subdivision Phase 2 (the "Plat"), petitioned the City to vacate a 20-foot-wide public utility easement located over the portion of lot 3 and parcel 'A' and a 40-foot-wide public utility and public sewer easement located on lot 3 of the SOJO subdivision Phase 2 (the "Easement"); and

WHEREAS, the City sent notice of the proposed vacations to the utility companies and the sewer company; and

WHEREAS, the City Council held a public hearing to consider Applicant's petition to vacate the Easement; and

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

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 Easement by adopting this Ordinance, more particularly described as follows:

12847654
09/13/2018 10:13 AM \$0.00
Book - 10711 Pg - 8779-8782
ADAM GARDINER
RECORDER, SALT LAKE COUNTY, UTAH
SOUTH JORDAN
1600 W TOWNE CENTER DR
SOUTH JORDAN UT 84095-8265
BY: MZA, DEPUTY - 01 4 P.

A 40' wide Utility Easement to be abandoned, that lies within Lot 3 as per the Sojo Subdivision Phase 2; on file with Salt Lake County Recorder's Office. Recorded March 31, 2017 in Book 2017 at Page 68. Said easements is more particularly described as follows:

Beginning at a point that lies South 00°54'50" West 977.69 feet along the Section/monument line and West 348.84 feet from the Northeast corner of the Northwest quarter of Section 13, Township 3 South, Range 1 West, Salt Lake Base and Meridian,

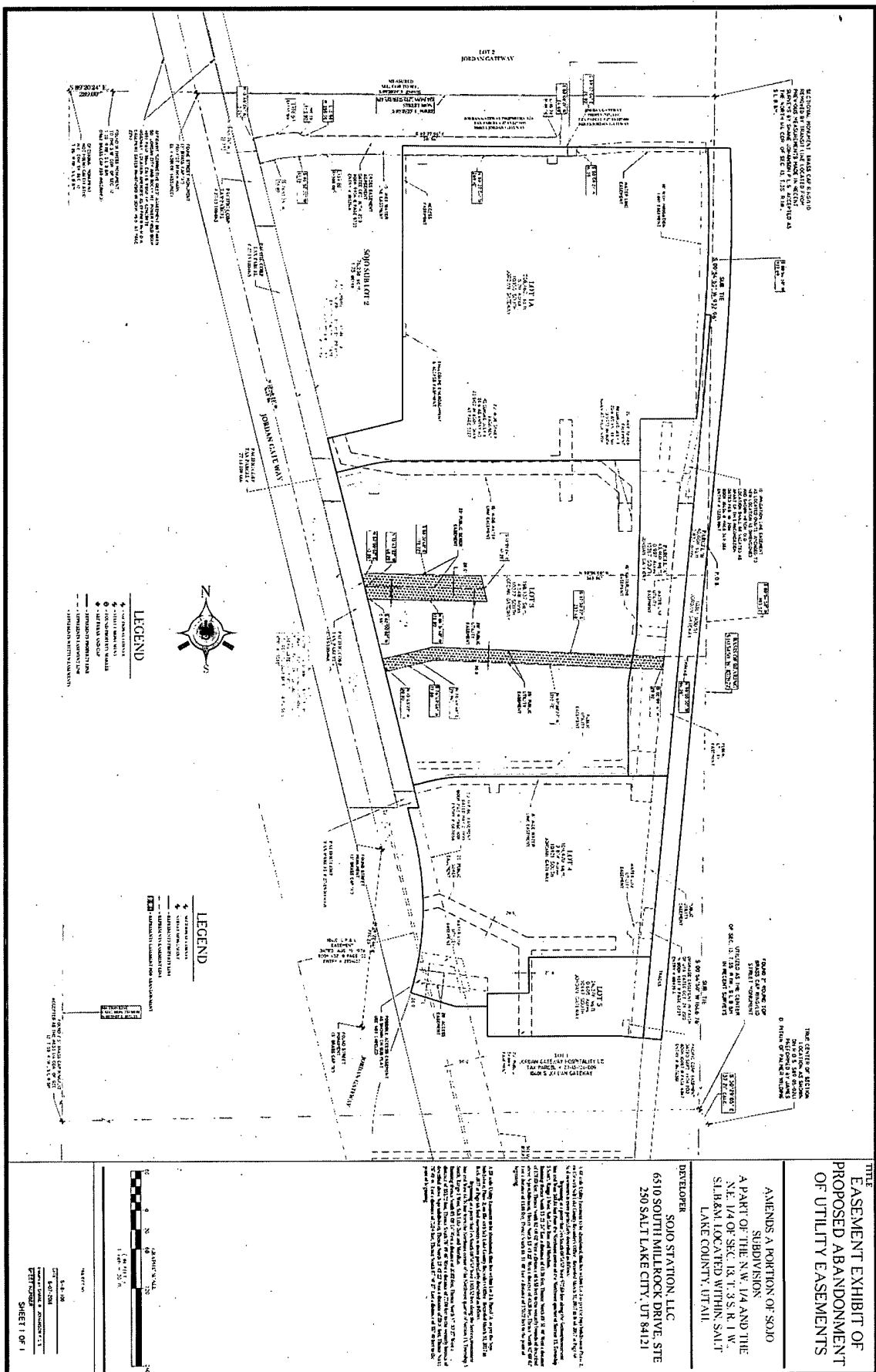
Running thence South 13° 21' 24" East a distance of 41.38 feet, Thence North 88° 31' 40" West a distance of 178.00 feet, Thence South 82° 00' 02" West a distance of 6.55 feet to the westerly bounds of described above Sojo subdivision, Thence North 13° 43' 22" West a distance of 40.20 feet, Thence North 82° 00' 02" East a distance of 13.88 feet, Thence South 88° 31' 40" East a distance of 170.72 feet to the point of beginning.

A 20' wide Utility Easement to be abandoned, that lies within Lot 3 & Parcel "A" as per the Sojo Subdivision Phase 2; on file with Salt Lake County Recorder's Office. Recorded March 31, 2017 in Book 2017 at Page 68. Said easements is more particularly described as follows:

Beginning at a point that lies South 00°54'50" West 1103.52 feet along the Section/monument line and West 64.36 feet from the Northeast corner of the Northwest quarter of Section 13, Township 3 South, Range 1 West, Salt Lake Base and Meridian,

Running thence South 05° 09' 14" West a distance of 20.02 feet, Thence North 87° 30' 27" West a distance of 353.72 feet, Thence South 76° 49' 46" West a distance of 77.00 feet to the westerly bounds of described above Sojo subdivision, Thence North 13° 43' 22" West a distance of 20.00 feet, Thence North 76° 49' 46" East a distance of 79.94 feet, Thence South 87° 30' 27" East a distance of 357.40 feet to the point of beginning.

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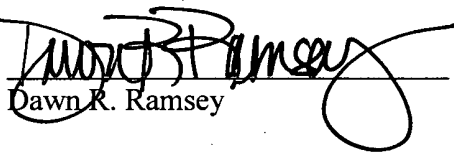
SECTION 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all sections, parts, provisions and words of this Ordinance shall be severable.

SECTION 3. Effective Date. This Ordinance shall become effective upon approval and recordation of said Ordinance.

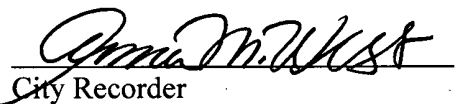
PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SOUTH JORDAN, UTAH, ON THIS 4 DAY OF September, 2018 BY THE FOLLOWING VOTE:

	YES	NO	ABSTAIN	ABSENT
Patrick Harris	<u>X</u>	___	___	___
Bradley Marlor	<u>X</u>	___	___	___
Donald Shelton	<u>X</u>	___	___	___
Tamara Zander	<u>X</u>	___	___	___
Jason T. McGuire	<u>X</u>	___	___	___

Mayor:


Dawn R. Ramsey

Attest:


City Recorder

Approved as to form:


Office of the City Attorney

