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LAYTON CITY PLANNING DEPT.  
487 W. GATOR DRIVE  
LAYTON, UTAH 84041

ORDINANCE 00-40

E 1619438 8 2703 P 747  
SHERYL L. WHITE, DAVIS CNTY RECORDER  
2000 OCT 19 9:50 AM FEE .00 DEP MT  
REC'D FOR LAYTON CITY CORP

**VACATING A 10' PUBLIC UTILITY EASEMENT ALONG THE COMMON  
PROPERTY BOUNDARY LINE BETWEEN LOTS 5 AND 6 OF THE FOLLETT  
SUBDIVISION, LAYTON CITY, DAVIS COUNTY, UTAH; AND PROVIDING  
FOR AN IMMEDIATE EFFECTIVE DATE.**

**WHEREAS**, Layton City has received a petition to vacate a 10' public utility easement which runs along the common boundary line between Lots 5 and 6 of the Follett Subdivision, at approximately 3250 North 750 East; and

**WHEREAS**, the Petitioner(s) is the property owner; and

**WHEREAS**, the Petitioner has determined and represented that there are no underground utilities that have been installed within the easement to be vacated; and

**WHEREAS**, pursuant to 57-5-8 et. seq. Utah Code Annotated, the City Council of Layton City, Utah has determined that vacating said easement, while retaining the easements at the front and rear property line, is for good cause and is in the public interest.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF LAYTON, UTAH:**

**SECTION I:** Layton City accepts a petition to vacate a 10' public utility easement running along the common property line between Lots 5 and 6 of the Follett Subdivision, Layton City, Utah, as illustrated in the attached Exhibit A, which is incorporated herein by this reference, and deems it in the public interest to grant the petition. The petitioner is the owner of the subject property.

89-273-0005+0006

**SECTION II:** The plat of the Follett Subdivision was recorded on April 24, 1998, as Entry #1399645, Book 2280, Page 57, in the Offices of the Davis County Recorder, and there was dedicated for a perpetual easement to construct, reconstruct, operate, maintain and repair any public utilities, and appurtenant structures on, over, across and through a strip of land ten feet (10') running along the common boundary line of Lots 5 and 6, as set forth therein.

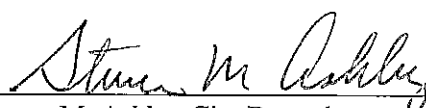
**SECTION III:** The easement that is hereby vacated is more fully described as follows:

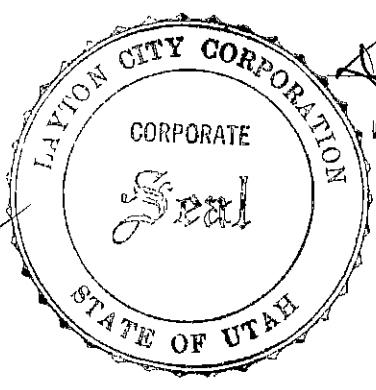
See Exhibit "A", while retaining the ten-foot (10') easements at the front and rear property lines.


**SECTION IV: Effective Date.** In the opinion of the City Council of Layton City, it is necessary to the peace, health and welfare of the inhabitants of Layton City that this ordinance becomes effective immediately.

**PASSED AND ADOPTED** by the City Council of Layton City, Utah, this 5<sup>th</sup> day of October, 2000.

ATTEST:

  
Steven M. Ashby, City Recorder



  
Jerry Stevenson, Mayor

- MICROFILM MEMO -  
LEGIBILITY OF TYPING OR PRINTING  
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WHEN FILMED.

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Point Of Beginning

Davis Co. Solid  
Waste Mgmt. &  
Energy Recovery  
Special Services  
Prop.

10' WIDE PUBLIC UTILITY &  
DRAINAGE EASEMENT.

10' WIDE PUBLIC UTILITY &  
DRAINAGE EASEMENT.

N.0°08'30"E.

475.04'

S.89°18'22"E.

3325N  
Lot 1  
0.43 Acres

S 89°51'30" E

3299N  
Lot 2  
0.50 Acres

S 89°51'30" E

3275N  
Lot 3  
0.57 Acres

S 89°51'30" E

3251N  
Lot 4  
0.64 Acres

N.89°51'30"W.

10' WIDE PUBLIC UTILITY &  
DRAINAGE EASEMENT.

750 East Street

(typ.)

(typ.)

N.11°43'37"W.  
11.32'

351.96'

142.78'

Waterline Easement

Lot 8  
0.39 Acres  
3324N.

S 89°51'30" E

Lot 7  
0.39 Acres  
3298N

S 89°51'30" E

Waterline Easement  
Lot 6  
0.39 Acres

S 89°51'30" E

3250N  
Lot 5  
0.39 Acres

N.11°43'37"W.  
40.65'

145.78'

Proposed Centerline Monument

S.11°52'00"E.

482.21'

Corp. of the Presiding Bishop of the LDS Church

Description

a part of the Southeast Quarter of Section 4, Township 4  
ge 1 West, Salt Lake Base and Meridian, and described as

ing at a point on the south line of the Davis County Solid  
agement property, said point being N.89°51'30"W., 1062.19  
0°08'30"W., 832.77 feet, from the East Quarter Corner of  
n 4, and running  
8°22'E., along the said south line, 351.96 feet, to the  
of the LDS Church Property;  
e, S.11°52'00"E., along said west line, 482.21 feet, to a  
2 feet west of the east line of said Section 4)  
e, N.89°51'30"W., 452.27 feet)  
e, N.0°08'30"E., 475.04 feet, to the point of beginning.  
ning 4.37 acres, more or less, less that portion lying within  
s of 750 East Street, as dedicated.

Exhibit A

Recorded: 4-24-98  
Entry #: 1399645  
Book: 2280  
Page 57

-RECORDER'S MEMO-  
LEGIBILITY OF TYPING OR PRINTING  
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