

ORDINANCE #14-328

AN ORDINANCE VACATING CERTAIN ROAD EASEMENTS IN THE CHUCKWAGON PHASE OF THE BANDANNA RANCH SUBDIVISION

WHEREAS, Tracy Livingston, representing the Thunder Ridge Airpark LLC, has petitioned the County to amend the plat of the Bandanna Ranch Subdivision, Chuckwagon Phase, to combine lots and vacate certain road easements described herein; and,

WHEREAS, after giving notice and conducting a public hearing on August 6, 2014, the Duchesne County Planning Commission has recommended approval of the request as there is good cause for the vacation and no personal or public interests would be materially injured; and,

WHEREAS, after giving notice and conducting a public hearing on August 18, 2014, the Duchesne County Commissioners have accepted the Planning Commission recommendation and adopted findings to approve the plat amendment and road easement vacation request.

BE IT HEREBY ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS that:

SECTION 1. Duchesne County hereby vacates the following road easements:

The 50-foot wide road easements located within Lots 174-191 of the Bandanna Ranch Subdivision; Chuckwagon Phase.

SECTION 2. Pursuant to the Utah Code, the relinquishment of the county's interests in the described right of way may not be construed to impair any right of way or easement of any lot owner or the franchise rights of any public utility.

SECTION 3. Severability.

If any court of competent jurisdiction declares any Section of this Ordinance invalid, such decision shall be deemed to apply to that Section only, and shall not affect the validity of the Ordinance as a whole or any part thereof other than the part declared invalid.

SECTION 4. Effective Date.

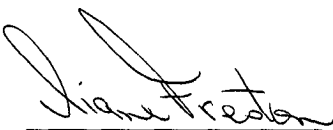
This Ordinance shall become effective fifteen (15) days after

DATED this 18th day of August, 2014.

Ent 477100 Bk A723 Pg 47
Date: 12-SEP-2014 1:27:38PM
Filed By: DNN
CAROLYNE MADSEN, Recorder
DUCHEсне COUNTY CORPORATION
For: DUCHEсне COUNTY

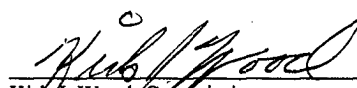
ATTEST:

DUCHEсне COUNTY
BOARD OF COMMISSIONERS


Diane Freston
County Clerk/Auditor


Ronald Winterton, Chairman


Kent R. Peatross, Commissioner


Kirk J. Wood, Commissioner

