

Staff Report- Street Vacation

Applicant Name: Various Owners
Agent: John Barlow
Project Address: 980 N Juniper Street
Date: May 2, 2023
Prepared by: Harrison Johnson

Summary

The applicant(s) are seeking to vacate the city street as indicated in exhibit A. Once the application is received, property owners within 300 feet of the proposed street vacation are notified by mail. The staff reviews the application for completion.

If granted, the property assigned to the public right-of-way would be transferred to the adjacent property owners.

Governing Body

The City Council is the governing body that approves/disapproves the application.

Approval/Disapproval Criteria

17-27a-609.5. Petition to vacate a public street.

The legislative body may adopt an ordinance granting a petition to vacate some or all of a public street or county utility easement if the legislative body finds that:

- (a) good cause exists for the vacation; and*
- (b) neither the public interest nor any person will be materially injured by the vacation.*

Staff Recommendation Considerations

Staff recommends that the City Council consider the applications the following criteria:

- Evidentiary testimony of material injury to the public
- Support/opposition to affected property owners
- Material benefit to the public

Mayor: Donia Jessop

Councilmembers: Lawrence Barlow, JVar Dutson, Brigham Holm, Terrill Musser, Stacy Seay

City Manager: Eric Duthie

Comments from JUC

Hello Harrison,

South Central doesn't have existing facilities in this area except for possibly some copper facilities that are no longer being used to provide service. The proposed plan would make it difficult for us to provide service to Lot 10 – Parcel #HD-SHCR-3-10 owned by Richard Lee Barlow, without acquiring a private easement from one of Mr. Barlow's neighbors, should Mr. Barlow or a future owner request service at that location. The proposed vacation would not have a negative affect on our ability to provide service to any other property in the area.



Mike Savage
OSP Engineer

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Petition to Vacate Public Right-of-Way

The sewer main extends through the proposed cul-de-sac on Juniper. I would suggest moving the cul-de sac north about 100ft to leave the end manhole in the street right-of-way. Water mains and meters extend north into the road vacation area as well.

--Weston

Mayor: Donia Jessop
Councilmembers: Lawrence Barlow, JVar Dutson, Brigham Holm, Terrill Musser, Stacy Seay
City Manager: Eric Duthie



📞 435-874-2323

📠 435-874-2603

🌐 www.hildalecity.com

Harrison,

Garkane has existing facilities serving the homes on Jessop and Juniper. Garkane respectfully requests that Garkane be provided with recorded utility easement for our facilities prior to granting the request to vacate the road/public utility right of way. Please contact me to work out the details.

Best Regards,

Bryant Shakespear

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