

AN ORDINANCE TO VACATE A PUBLIC RIGHT-OF-WAY IN HILDALE, UTAH

WHEREAS, the City Council of Hildale, Utah has determined that it is in the best interests of the City and its residents to vacate a certain public right-of-way as described herein; and

WHEREAS, notice of a public hearing on the proposed vacation of the right-of-way has been provided as required by law;

NOW, THEREFORE, BE IT ORDAINED by the City Council of Hildale, Utah as follows:

SECTION 1. VACATION OF RIGHT-OF-WAY.

The following public right-of-way is hereby vacated:

BEGINNING AT THE NORTHEAST CORNER OF SHORT CREEK SUBDIVISION #3, RECORDED AND ON FILE IN THE OFFICE OF THE RECORDER, WASHINGTON COUNTY, STATE OF UTAH, SAID POINT ALSO BEING THE CENTER NORTH 1/16 CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 10 WEST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE S 0°04'51" E 134.89 FEET, ALONG THE EAST BOUNDARY OF SAID

SUBDIVISION, TO A POINT ON A 50.00 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT, WITH A RADIUS WHICH BEARS S 19°47'46" W; THENCE ALONG THE ARC OF SAID CURVE 33.63 FEET THROUGH A CENTRAL ANGLE OF 38°32'23", TO A POINT ON THE EAST

LINE OF LOT 42 OF SAID SUBDIVISION; THENCE N 0°04'51" W 101.58 FEET, ALONG SAID LINE, TO THE NORTHEAST CORNER OF SAID LOT 42; THENCE S 89°59'06" W 593.13 FEET,

ALONG THE NORTH LINE OF SAID LOT 42 AND THE NORTH LINE OF LOT 41 OF SAID SUBDIVISION, TO THE NORTHWEST CORNER OF LOT 41 ; THENCE S 0°06'31" E 187.58 FEET, ALONG THE WEST LINE OF SAID LOT 41 AND THE WEST LINE OF LOT 41 OF SAID SUBDIVISION, TO A POINT ON A 50.00 FOOT RADIUS NON-TANGENT CURVE TO THE LEFT, WITH A RADIUS WHICH BEARS S 18°33'16" W; THENCE ALONG THE ARC OF SAID CURVE 94.83 FEET THROUGH A CENTRAL ANGLE OF 108°39'47", TO A POINT ON THE EAST LINE OF LOT 11 OF SAID SUBDIVISION; THENCE N 0°06'31" W 235.06 FEET, ALONG SAID LINE AND ALONG THE EAST LINE OF LOT 10 OF SAID SUBDIVISION, TO THE NORTHEAST CORNER OF SAID LOT 10; THENCE S 89°59'06" W 593.18 FEET, ALONG THE NORTH LINE OF SAID LOT 10 AND THE NORTH LINE OF LOT 9 OF SAID SUBDIVISION, TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF JUNIPER STREET, AS SHOWN ON SAID SUBDIVISION; THENCE N 0°03'25" W ALONG SAID LINE 33.00 FEET, TO A POINT ON THE NORTH BOUNDARY OF SAID SUBDIVISION; THENCE N 89°59'06" E 1285.30 FEET ALONG SAID LINE, TO THE POINT OF BEGINNING.

CONTAINS 58,471 sq FT OR 1.34 ACRES MORE OR LESS

SECTION 2. EFFECT OF VACATION.

The vacation of the right-of-way described in Section 1 hereof shall be effective upon the recording of a certified copy of this ordinance with the Washington County Recorder's Office. Upon the effective date of this ordinance, the vacated right-of-way shall revert to the owners of the abutting property.

SECTION 3. SEVERABILITY.

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 4. REPEAL OF CONFLICTING ORDINANCES.

All other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION 5. EFFECTIVE DATE.

This ordinance shall become effective immediately upon its passage and adoption in accordance with law.

PASSED AND ADOPTED by the City Council of Hildale, Utah this _____ day of _____, **20.**

Mayor

ATTEST:

City Recorder