

**RESOLUTION NO. 2016-\_\_\_\_\_**

A RESOLUTION ADOPTED BY THE CITY OF SOUTH SALT LAKE VACATING AN EASEMENT AND ALLEY AND AUTHORIZING THE MAYOR TO SIGN THE EASEMENT AND VACATION OF ALLEY AGREEMENT BETWEEN THE CITY OF SOUTH SALT LAKE AND 2121 FEDORA, LLC.

WHEREAS, 2121 Fedora, LLC (“Fedora”) has petitioned the City to vacate a portion of two alleyways (the “Petition”); and

WHEREAS, 2121 Fedora owns parcels of real property more particularly described as lots 7 through 14, 34 and 35 Hollywood Tract that abut the alleyways that are proposed to be vacated; and

WHEREAS, pursuant to the Petition and the Easement and Vacation of Alley Agreement attached hereto as Exhibit A (“the Agreement”) the City is granted a perpetual easement for a waterline as well as a non-exclusive perpetual easement for vehicular traffic over, through and across Fedora’s parcels and driveways in its parking lots to access the remaining portion of the north alley as well as the east-west alley more particularly described in Exhibits B and C of the Agreement; and

WHEREAS, pursuant to the Petition and the Agreement the residents of lots 15 through 33 and 36 through 54 Hollywood Tract are granted a perpetual easement to obtain access to two alleys, more particularly described in Exhibits B and C of the Agreement; and

WHEREAS, the City Council finds that the Agreement is appropriate, considering the goals of business expansion, improved economic development, protection of low density residential housing, and continued alleyway access by those described in this Resolution and the Agreement; and

WHEREAS, the City, acting pursuant to its authority under UTAH CODE ANN. §§ 10-9a-101, et seq., has made required determinations with respect to the project and in the exercise of legislative discretion, has elected to process and approve the Agreement after all necessary public hearings and procedures have been concluded.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTH SALT LAKE, UTAH:

Pursuant to its land use authority and based upon the findings described above, the City Council approves the attached Agreement and gives authorization to the Mayor to execute the Agreement.

This Ordinance shall become effective upon fifteen days after passage, or upon the Mayor’s execution of the Ordinance, whichever occurs sooner.

Signatures to follow on the next page

APPROVED AND ADOPTED by the City of South Salt Lake City Council, South Salt Lake, Utah, on this \_\_\_\_ day of \_\_\_\_\_, 2016.

BY THE CITY COUNCIL:

\_\_\_\_\_  
Council Chair

ATTEST:

\_\_\_\_\_  
Craig D. Burton, City Recorder

City Council Vote as Recorded:

Beverly	_____
Siwik	_____
Pender	_____
Rapp	_____
Kindred	_____
Snow	_____
Mila	_____

ATTEST:

\_\_\_\_\_  
Craig D. Burton, City Recorder

MAYOR'S ACTION: \_\_\_\_\_

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Cherie Wood, Mayor

ATTEST:

\_\_\_\_\_  
Craig D. Burton, City Recorder