

# COTTONWOOD HEIGHTS

## RESOLUTION NO. 2019-51

### A RESOLUTION AUTHORIZING AND DIRECTING THE INSPECTION AND REPORTING ON THE CONDITION OF LEXI LANE IN CONNECTION WITH ITS PROPOSED PUBLIC DEDICATION

**WHEREAS**, Chapter 14.14 ("*Chapter 14.14*") of the COTTONWOOD HEIGHTS CODE OF ORDINANCES (the "*Code*") establishes the standards and procedures for the dedication and acceptance of private roads in the city of Cottonwood Heights (the "*City*"), which dedication process is commenced by the filing with the City of a written petition signed by the owners of at least 51% of the real property abutting, adjoining or accessed by the private road; and

**WHEREAS**, the necessary number of owners of real property abutting, adjoining or accessed by the private road in the City named "Lexi Lane" (the "*Road*") have submitted such a petition to the City, which petition has been certified as compliant by the city recorder pursuant to Code section 14.14.030(B); and

**WHEREAS**, consequently, the City's city council (the "*Council*") met in regular session on 3 September 2019 to consider, among other things, authorizing and directing (a) the preparation by qualified engineers, geotechnical consultants and other experts of an inspection report regarding the Road's condition and the preliminary cost estimate (the "*Cost Estimate*") to bring the Road to current city standards under Code Chapter 14.12 and all other applicable Code provisions, and (b) the preparation by the city public works director or his designee of a report regarding the estimate for prospective road maintenance and snow removal, which reports shall be governed by the requirements of Code subsections 14.14.030(B) and (C) and shall be prepared and submitted to the Council within 45 days from the date of this Resolution; and

**WHEREAS**, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the City's residents to so act;

**NOW, THEREFORE, BE IT RESOLVED** by the city council of Cottonwood Heights that all studies and reports concerning the Road that are required or contemplated by Code subsections 14.14.030(B) and (C) shall be prepared by qualified professionals and submitted to the Council within 45 days from the date of this Resolution; and be it

**FURTHER RESOLVED** by the city council of Cottonwood Heights that, pursuant to Code section 14.14.060(D), the Council hereby authorizes that any or all of the surveys, studies and other necessary professional services to be performed under Code subsections 14.14.030(B) and (C) may be performed by the petitioners' engineer or consultants under the direction of, and in consultation with, the city engineer and the city public works director, as directed by the city manager.

This Resolution, assigned no. 2019-51, shall take effect immediately upon passage.

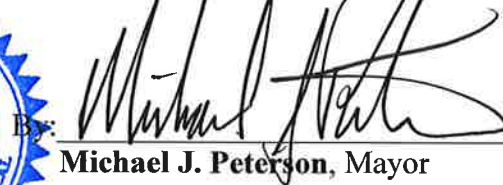
**PASSED AND APPROVED** this 3<sup>rd</sup> day of September 2019.

**ATTEST:**

**COTTONWOOD HEIGHTS CITY COUNCIL**

By:   
Paula Melgar, Recorder



By:   
Michael J. Peterson, Mayor

**VOTING:**

Michael J. Peterson  
Michael L. Shelton  
J. Scott Bracken  
Tali C. Bruce  
Christine Watson Mikell

|     |                                     |     |                          |
|-----|-------------------------------------|-----|--------------------------|
| Yea | <input checked="" type="checkbox"/> | Nay | <input type="checkbox"/> |
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| Yea | <input checked="" type="checkbox"/> | Nay | <input type="checkbox"/> |

**DEPOSITED** in the office of the City Recorder this 3<sup>rd</sup> day of September 2019.

**RECORDED** this 3 day of September 2019.