

CITY OF HOLLADAY

ORDINANCE NO. 2023-04

AN ORDINANCE VACATING A CERTAIN PORTION OF RIGHT-OF-WAY

WHEREAS, a certain portion of right-of-way within the City was previously dedicated for public use by a subdivision plat, but is not currently used as right of way and is not necessary for the City's transportation purposes; and

WHEREAS, the City has received a petition from an owner of the property adjacent to the junction of Arbor Lane and Fairbrook Lane to vacate a portion of unused, public right of way; and

WHEREAS, the vacation proposes to adjust the curvature and alignment of the public street around an existing landscaping island at the junction of Arbor Lane and Fairbrook Lane, and to include the area into applicant's property; and

WHEREAS, the Planning Commission of the City of Holladay has received public input on the proposed vacation and has recommended that the right of way be vacated; and

WHEREAS, the City Council of the City of Holladay City has reviewed the petition for vacation, has considered all issues, and has determined that the vacation will not be detrimental to the general interests of the public;

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

Section 1. Street Vacation. The City Council of the City of Holladay hereby vacates that certain portion of public right of way as more particularly described in Exhibit "A," attached hereto and by this reference made a part hereof.

Section 2. Rights Not Affected. The action of the City Council vacating a portion of the public right-of-way provided herein shall operate as a relinquishment of the City's interest therein, provided that nothing herein shall be construed to vacate, impair or otherwise affect any existing real property interest, easement, right-of-way, holding or franchise right therein of any other property owner.

Section 3. Conveyance of Property. In accordance with all provisions of law, the property within the right of way shall be deemed to revert to the ownership of the abutting owner as their interests may appear.

Section 4. Recorded. A certified copy of this Ordinance shall be recorded in the office of the Salt Lake County Recorder, State of Utah.

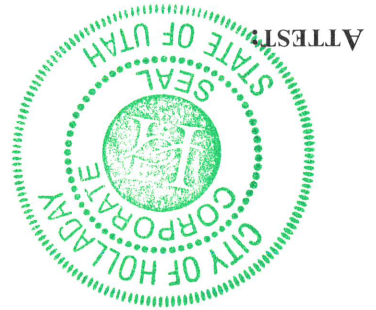
Section 5. Effective Date. This Ordinance shall become effective twenty (20) days after publication or posting, or thirty (30) days after passage, whichever occurs first.

PASSED AND APPROVED this 1st day of June, 2023.

By: _____

Robert Dahle, Mayor

[SEAL]



ATTEST

Stephanie N. Carlson, MMC
City Recorder

DEPOSITED in the office of the City Recorder this 1st day of June, 2023.

RECORDED this 1st day of June, 2023.

EXHIBIT A

BEGINNING AT A POINT ON THE EASTERLY RIGHT OF WAY LINE OF FAIRBROOK LANE, SAID POINT BEING SOUTH $89^{\circ}38'34''$ WEST 1534.32 FEET ALONG THE SECTION LINE AND NORTH 84.92 FEET FROM THE CENTER QUARTER CORNER OF SECTION 10, TOWNSHIP 2 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH $04^{\circ}48'00''$ WEST 21.19 FEET; THENCE NORTHWESTERLY 47.91 FEET ALONG THE ARC OF A 173.85 FOOT RADIUS CURVE TO THE LEFT, CHORD BEARS NORTH $12^{\circ}41'43''$ WEST 47.76 FEET; THENCE NORTHEASTERLY 71.77 FEET ALONG THE ARC OF A 50.00 FOOT REVERSE CURVE TO THE RIGHT, CHORD BEARS NORTH $20^{\circ}31'45''$ EAST 65.76 FEET; THENCE NORTHEASTERLY 73.46 FEET ALONG THE ARC OF 167.32 FOOT REVERSE CURVE TO THE LEFT, CHORD BEARS NORTH $49^{\circ}04'20''$ EAST 72.87 FEET TO A POINT ON THE SOUTHEASTERLY RIGHT OF WAY LINE OF ARBOR LANE; THENCE ALONG SAID SOUTHEASTERLY RIGHT OF WAY LINE THE FOLLOWING TWO (2) COURSES: 1) SOUTH $30^{\circ}08'00''$ WEST 84.69 FEET; 2) SOUTHWESTERLY 108.04 FEET ALONG THE ARC OF A 177.23 FOOT RADIUS CURVE TO THE LEFT, CHORD BEARS SOUTH $12^{\circ}40'08''$ WEST 106.38 FEET TO THE POINT OF BEGINNING.
CONTAINS 2,764 SQ. FT OR 0.064 ACRES

