

ORDINANCE 25-09

AN ORDINANCE VACATING PUBLIC RIGHT OF WAY
1200 WEST BETWEEN APPROXIMATELY 3230 SOUTH TO 3300 SOUTH

WHEREAS, the City has received a request submitted by the property owner(s) adjacent to the subject Public Right of Way, requesting that portions of the Public Right of Way be vacated,

WHEREAS, the City has authority by State Law to vacate streets, rights of way, and public utility easements, from use by the public;

WHEREAS, the City realigned 1200 West and constructed a roundabout intersection approximately 250 feet west of an existing intersection at 3200 South;

WHEREAS, the portions of Public Right of Way along the old 1200 West roadway alignment will not be used as Public Right of Way in future plans for the proposed Hawk Hollow residential development;

WHEREAS, the Nibley City Council finds there is good cause for vacating the Public Right of Way and finds such action shall not materially injure the public or any person; and,

WHEREAS, the proposed vacation of Public Right of Way, as shown in EXHIBIT A and described in EXHIBIT B has been reviewed by the City and the City Council, and all appropriate hearings, postings, and notifications have been performed in accordance with Utah law to obtain public comment regarding the proposed determination.

NOW, THEREFORE, BE IT ORDAINED BY THE NIBLEY CITY COUNCIL OF NIBLEY, UTAH THAT:

SECTION 1: Pursuant to Section 10-9a-609.5, Utah Code Annotated, 1953 the Public Right of Way shown in EXHIBIT A and described in EXHIBIT B are hereby abandoned and vacated.

SECTION 2: Effective Date. This ordinance shall become effective upon publication.

PASSED BY THE NIBLEY CITY COUNCIL THIS 20 DAY OF February, 2025.

LARRY JACOBSEN
Larry Jacobsen, Mayor

ATTEST: Cheryl Bodily
Cheryl Bodily, City Recorder

State of Utah}

County of Cache }

On this 20 day of February, in the year 2025, before me, Cheryl Bodily
personally appeared Larry Jacobsen, proved to me through satisfactory evidence of
identification, which was personally know to be the person whose name is signed on the
preceding or attached document in my presence.

: Cheryl Bodily
Notary Signature



EXHIBIT A

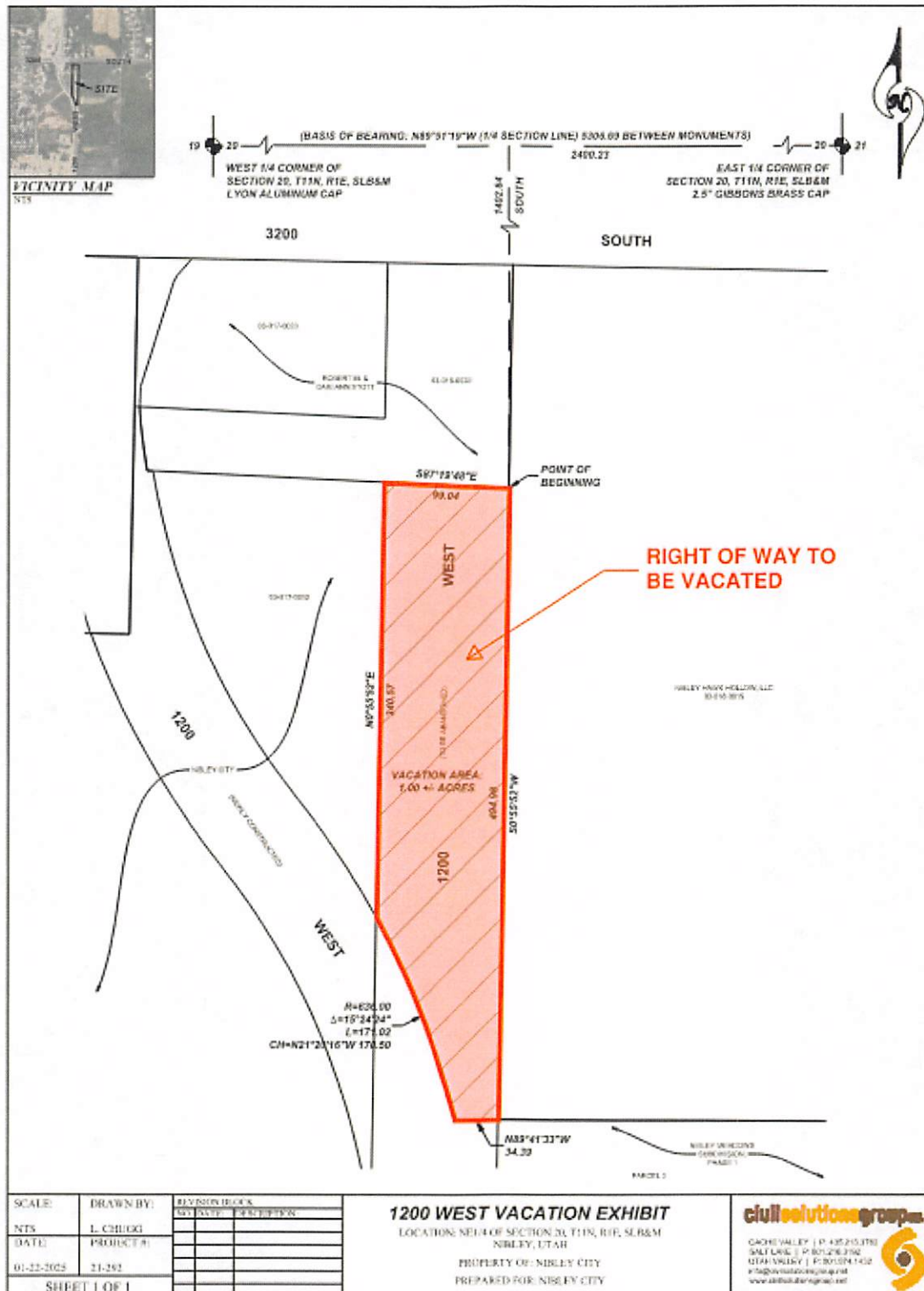


EXHIBIT B

**LEGAL DESCRIPTION
PREPARED FOR
1200 WEST ROADWAY VACATION
NIBLEY CITY
NIBLEY, UTAH
(January 29, 2025)
Project No. 21-292**

1200 WEST VACATION

All of 1200 West Street as previously monumented and constructed located south of Parcel 03-018-0035 and north of the newly constructed 1200 West Street, located in the NE1/4 of Section 20, Township 11 North, Range 1 East, Salt Lake Base & Meridian, Nibley, Utah, more particularly described as follows:

Beginning at the southeast corner of Parcel 03-018-0035, located N89°51'19"W along the 1/4 Section Line between the West 1/4 Corner and East 1/4 Corner of Section 20, T11N, R1E, SLB&M 2,400.23 feet and South 1,402.64 feet from the East 1/4 Corner of said Section 20; thence S0°55'52"W along the existing east right-of-way line of 1200 West Street and the west line of Parcel 03-018-0015 494.98 feet to the northwest corner of NIBLEY MEADOWS Subdivision, Phase 1, according to the Official Plat thereof on file in the Office of the Cache County Recorder and the north right-of-way line of the newly constructed 1200 West Street; thence along said north right-of-way line the following 2 (two) bearings and distances: (1) N89°41'33"W 34.39 feet; (2) thence northwesterly along the arc of a 636.00 foot radius non-tangent curve (radius bears: S76°21'56"W) to the left 171.02 feet through a central angle of 15°24'24" (chord: N21°20'16"W 170.50 feet) to a point on the east line of Parcel 03-017-0012 and the existing west right-of-way line of 1200 West Street; thence N0°55'52"E along the east line of said parcel and the existing west right-of-way line of said Street 340.57 feet to a point on the south line of Parcel 03-018-0035; thence S87°19'48"E along south line of said Parcel 99.04 feet to the point of beginning.

Contains: 1.00+/- acres