

## ORDINANCE NO. 06-08

### ROLL CALL

VOTING	YES	NO
MAYOR JOE L THOMAS <i>(votes only in case of tie)</i>		
G. WAYNE ANDERSEN <i>Councilmember</i>	X	
RODNEY DART <i>Councilmember</i>	X	
RICHARD M. DAVIS <i>Councilmember</i>	X	
STEVE LEIFSON <i>Councilmember</i>	X	
JENS P. NIELSON <i>Councilmember</i>	X	

I MOVE this ordinance be adopted: Councilmember Davis

I SECOND the foregoing motion: Councilmember Nielson

### ORDINANCE 06-08

#### ORDINANCE VACATING A DEDICATED STREET LOCATED AT 650 WEST

WHEREAS, property was recently annexed into Spanish Fork City which included a dead end road known as 650 West; and

WHEREAS, the owners of the adjacent properties have requested the City vacate 650 West; and

WHEREAS, since 650 West is a dead end road, which is difficult to maintain for the City, vacation of the street will relieve the City of a maintenance burden; and

WHEREAS, the adjacent property owner is interested in obtaining ownership of the vacated street; and

WHEREAS, the Planning and Zoning Commission considered the request to vacate 650

West on Wednesday, the 7<sup>th</sup> day of May, 2008 and recommended it be vacated; and

WHEREAS, a public hearing was held before the City Council on Tuesday, the 20<sup>th</sup> day of May, 2008, where public comment was received; and

WHEREAS, notice was given to adjacent property owners of the proposed vacation and no objection was received from any of them; and

WHEREAS, the council finds it is in the best interest of the public to vacate this street and has determined that no property owner needs the street for access;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

**I.**

The property dedicated for a street known as 650 West is hereby vacated as a street, which property is more particularly described as follows:

BEGINNING AT A POINT WHICH IS LOCATED NORTH 00°20'20" WEST 912.54 FEET ALONG THE SECTION LINE ANDEAST 1095.03 FEET FROM WEST QUARTER CORNER OF SECTION 13, TOWNSHIP 8 SOUTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN; THENCE ALONG THE FOLLOWING COURSES AND DISTANCES:

SOUTH 00°35'00" WEST	598.11 FEET; THENCE
NORTH 89°30'00" WEST	65.17 FEET; THENCE
NORTH 00°34'58" EAST	548.33 FEET; THENCE
NORTH 53°09'26" EAST	82.07 FEET TO THE POINT
OF BEGINNING	

**II.**

That based upon the request of the abutting owners, the property is vacated to the abutting land owner, North Park Development, LLC, subject to an easement for the irrigation ditch located in the right-of-way..

**III.**

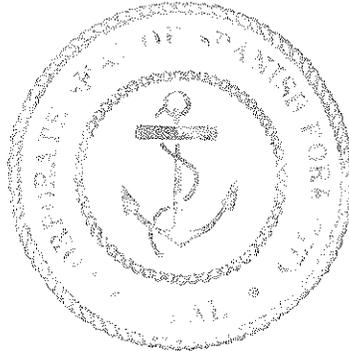
The mayor of Spanish Fork is authorized to convey to North Park Development, LLC, the property vacated by this ordinance.

ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK, UTAH, this 20th day of May, 2008.

  
\_\_\_\_\_  
JOE L THOMAS, Mayor

ATTEST:

  
\_\_\_\_\_  
Kimberly Robinson, City Recorder

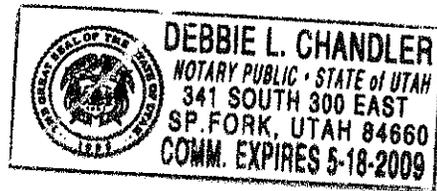


# Proof of Publication

**THE SPANISH FORK PRESS**, a weekly newspaper printed and published at PROVO, Utah County, Utah and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said paper

for consecutive ONE weeks,  
the first publication on the 10 day  
of JULY 2008  
And the last on the 10 day  
of JULY 2008  
Rory CHarris

**PUBLIC NOTICE** to the abutting land is available at the  
**ORDINANCE** owner, North Park Spanish Fork City  
06-08, The Spanish Development, LLC, Office, 40 South  
Fork City Council subject to an ease- Main Spanish  
has adopted an or- ment for the Irriga- Fork  
dinance vacating tion ditch located Published in the  
the street known in the right-of-way. **Spanish Fork Press**  
as 650 West. The A complete copy July 10, 2008.  
property is vacated of this ordinance. UPAXLP



Subscribed and sworn to before me this 10<sup>th</sup> day of July 2008

Debbie L. Chandler  
Notary Public