

ORDINANCE NO. 13-11

ROLL CALL

VOTING	YES	NO
G. WAYNE ANDERSEN <i>Mayor (votes only in case of tie)</i>		
ROD DART <i>Council member</i>	X	
RICHARD M. DAVIS <i>Council member</i>	X	
STEVE LEIFSON <i>Council member</i>	X	
JENS P. NIELSON <i>Council member</i>	X	
KEIR A. SCUBES <i>Council member</i>	X	

I MOVE this ordinance be adopted: Councilmember Leifson
I SECOND the foregoing motion: Councilmember Davis

ORDINANCE 13-11

ORDINANCE ABANDONING A PUBLIC UTILITY EASEMENT ON LOT 20, SUNNY RIDGE SUBDIVISION PLAT F

WHEREAS, Sunny Ridge Subdivision, Plat F was approved by Spanish Fork City and recorded with the Utah County Recorder in 2008; and

WHEREAS, the plat dedicated to Spanish Fork City contains ten foot wide public utility easements around each lot; and

WHEREAS, the owner of Lot 20 desires to build an accessory building over the public utility easement on the south boundary of said lot; and

WHEREAS, the utility easement along the south boundary of Lot 20 has never

been used and is not needed by the City; and

WHEREAS, it is in the best interests of both the City and its resident to abandon this public utility easement; and

WHEREAS, notice of the intent to abandon the easement was posted on the property and on the State of Utah Notice Website; and

WHEREAS, notice of a public hearing was published in the Provo Daily Herald, a newspaper of general circulation within Spanish Fork City; and

WHEREAS, a public hearing was held before the City Council on Tuesday, the 6th day of September, 2011, where public comment was received; and

WHEREAS, the council finds that it is in the best interest of the public to abandon the public utility easement identified herein;

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

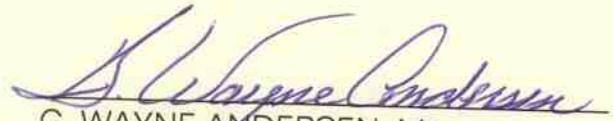
I.

The property dedicated as a ten foot public utility easement along the south property line of Lot 20 in Sunny Ridge Plat F, as recorded in the office of the Utah County Recorder on the 3rd day of January, 2008 as entry number 291-2008, Map Filing #12598 is hereby abandoned to the underlying owners of the property.

II.

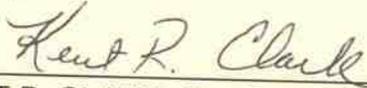
This ordinance is effective upon recordation with the Utah County Recorder.

ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK, UTAH,
this 6th day of September, 2011.



G. WAYNE ANDERSEN, Mayor

Attest:



KENT R. CLARK, City Recorder

