ORDINANCE No. 2015-13

AN ORDINANCE OF IVINS CITY, UTAH, VACATING A PARTIAL CUL-DE-SAC ON 200 EAST

WHEREAS, the City owns a portion (a "knuckle" approx. 6690 sq ft. in size) of a previously platted cul-de-sac abutting 200 East just north of Lightfoots which is no longer intended to be used for such purpose by the City and which is surrounded by property owned by Mansfield Jennings ("Jennings"); and

WHEREAS, the City and Jennings entered into a tentative Memorandum of Understanding (MOU), expressly conditioned upon approval by the Ivins City Council, whereby the City would convey the knuckle to Jennings in consideration for Jennings paying for the costs of all the 200 East improvements abutting the knuckle and Jennings property, along with Jennings paying for a survey of said knuckle and providing the City with a legal description for same that can be used in a Quitclaim Deed; and

WHEREAS, Jennings has tendered full payment of the estimated costs of the 200 East improvements and has provided the City with the legal description for the preparation of a Quitclaim Deed; and

WHEREAS, Jennings has agreed that the Quitclaim Deed contain easement reservations for the existing water meter located within the knuckle as well as an easement for public access for ingress and egress to Lightfoots as it has historically been used; and

WHEREAS, a public hearing was held on July 16, 2015 and the City Council unanimously voted to approve the proposed vacation of right-of-way to Jennings; and

WHEREAS, the Ivins City Council finds that vacating this property will not adversely affect the public interest and would not impact the rights of any public utility or property owners; and

WHEREAS, a map of the portion of street to be vacated and a sketch of the proposed 200 East improvements is attached and incorporated herein as part of this Ordinance,

NOW, THEREFORE, BE IT ORDAINED by the Ivins City Council as follows:

1) the portion of a previously platted cul-de-sac abutting 200 East just north of Lightfoots be vacated, subject to a reserved easement across said right-of-way to preserve the historical public access to the Lightfoots and to the existing water meter; and

2) the Mayor is hereby authorized to execute said Quitclaim Deed and the City Recorder is authorized to cause same to be recorded with the Washington County Recorder.

Effective Date: This Ordinance shall become effective immediately upon adoption by the City Council.

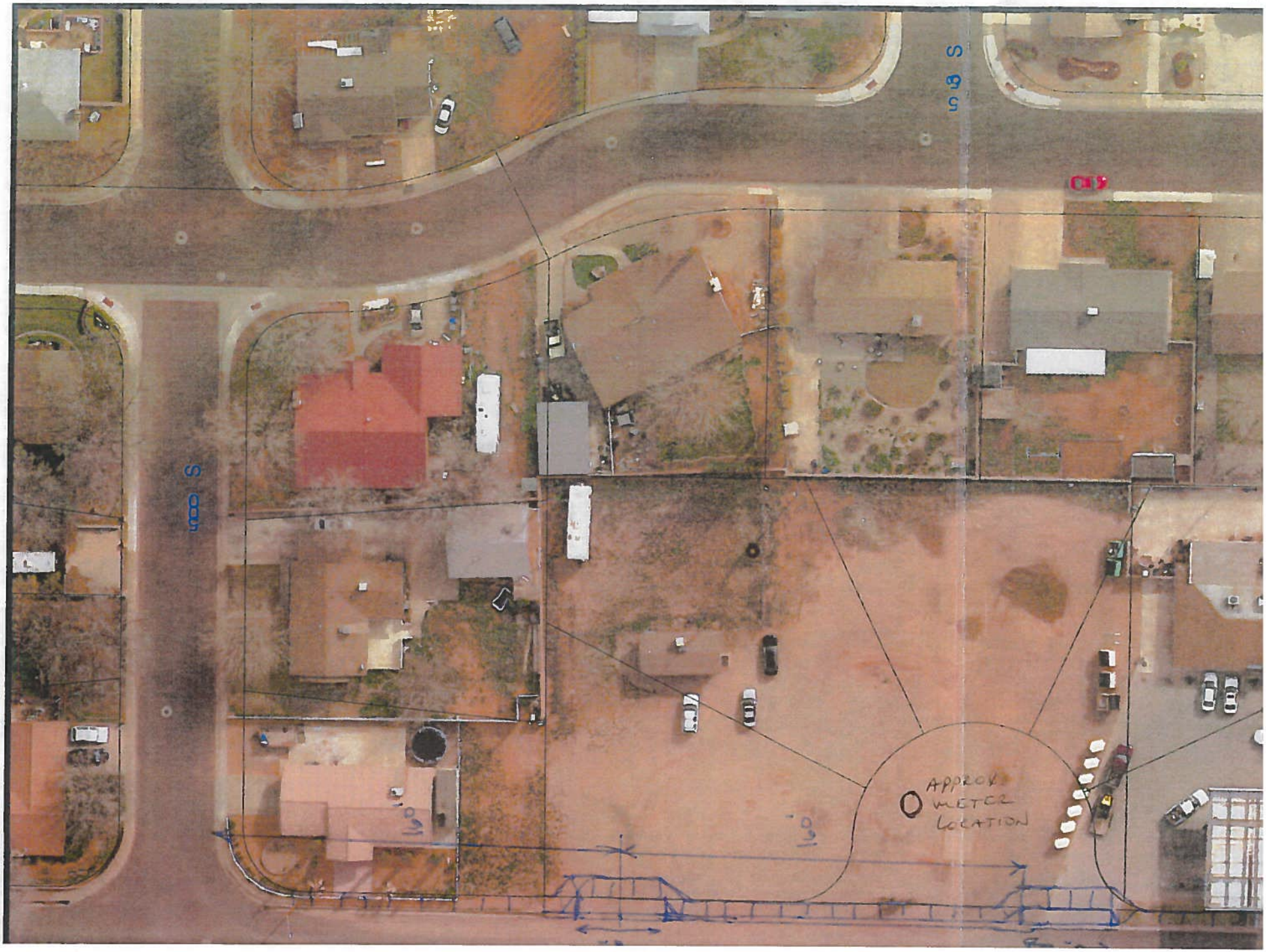
PASSED AND ADOPTED BY THE IVINS CITY COUNCIL, STATE OF UTAH, ON THIS _____ DAY OF JULY, 2015 BY THE FOLLOWING VOTE:

	AYE	NAY	ABSTAIN	ABSENT
George E. Elwell, Jr.	_____	_____	_____	_____
Cheyne McDonald	_____	_____	_____	_____
Lesley Mendenhall	_____	_____	_____	_____
Steven Roberts	_____	_____	_____	_____
Ron Densley	_____	_____	_____	_____

_____
Chris Hart, Mayor

ATTEST:

_____
Kari Jimenez, City Recorder


APPROX METER LOCATION