ORDINANCE NO. 2020-05

AN ORDINANCE OF IVINS CITY, UTAH, VACATING PORTIONS OF EARL ROAD (MOJAVE WAY) AND FITNESS WAY

WHEREAS, the Mojave Way subdivision is working on installing various street and other public improvements that differ from the way Earl Road (Mojave Way) and Fitness Way are currently platted; and

WHEREAS, portions of the right-of-way abutting Parcel Nos. I-6-2-6-3240, I-6-2-6-327, I-6-2-6-328, I-6-2-6-325, I-6-2-6-3261 and I-SB-52-A-1, owned by Teancum Properties LLC, Washington County School District and Cowichan LLC, are proposed to be vacated (shown on Exhibit "A" and described on Exhibit "B" attached hereto); and

WHEREAS, the proposed rights-of-way to be vacated are no longer needed by the City; and

WHEREAS, the abutting property owners, Teancum Properties LLC, Washington County School District and Cowichan LLC have consented to the proposed vacation of right-of-way and having it added to their property; and

WHEREAS, there are no other properties accessed exclusively by the potion of Earl Road (Mojave Way) or Fitness Way proposed to be vacated; and

WHEREAS, the Ivins City Council finds that vacating said portion of Earl Road (Mojave Way) and Fitness Way will not impact the rights of any public utility or property owners, will not be detrimental to the public interest and good cause exists for vacating this portion of right-of-way;

NOW, THEREFORE, BE IT ORDAINED by the Ivins City Council that the portions of Earl Road (Mojave Way) and Fitness Way shall be vacated and added to properties the vacated portions abut.

Effective Date: This Ordinance shall become effective immediately upon passage and publication.

PASSED AND ADOPTED BY THE IVINS CITY COUNCIL, STATE OF UTAH, ON THIS ___ DAY OF JUNE, 2020 BY THE FOLLOWING VOTE:

	AYE	NAY	ABSTAIN	ABSENT
Dennis Mehr	_____	_____	_____	_____
Cheyne McDonald	_____	_____	_____	_____
Jenny Johnson	_____	_____	_____	_____
Miriah Elliott	_____	_____	_____	_____
Sue Gordhammer	_____	_____	_____	_____

ATTEST: _____
Chris Hart, Mayor

_____
Kari Jimenez, City Recorder

Exhibit A

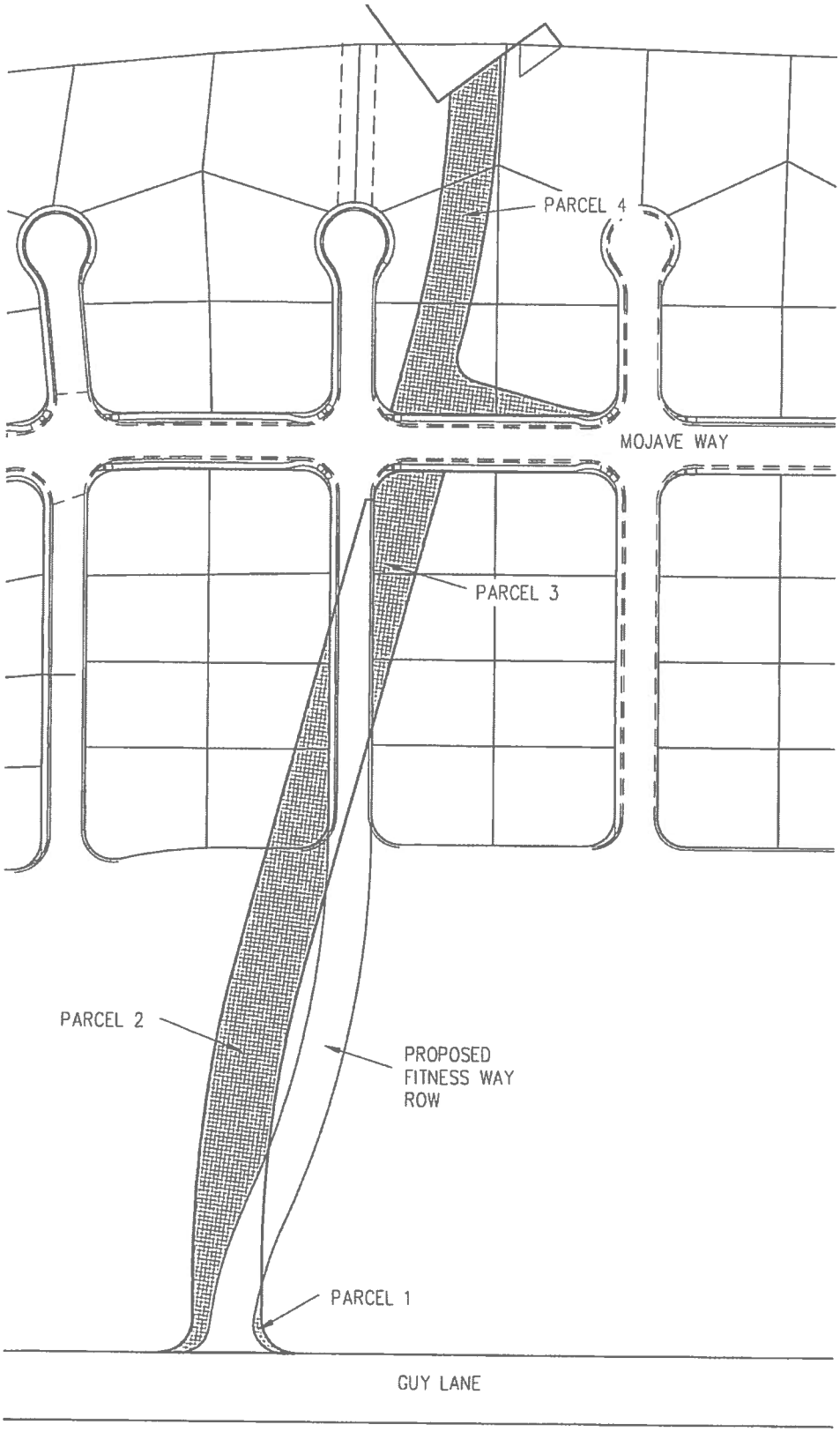

PARCEL 4
MOJAVE WAY
PARCEL 3
PARCEL 2
PROPOSED
FITNESS WAY
ROW
PARCEL 1
GUY LANE

Exhibit B-1

ABANDONMENT PARCEL 1

BEGINNING AT A POINT BEING NORTH 89°38'59" WEST 526.06 FEET ALONG THE SECTION LINE AND NORTH 577.22 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 6, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 52°31'29" EAST 29.90 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 89°59'26", HAVING A RADIUS OF 30.00 FEET (RADIUS POINT BEARS NORTH 37°28'31" EAST), AND WHOSE CHORD BEARS NORTH 82°28'48" EAST 42.42 FEET; THENCE ALONG THE ARC OF SAID CURVE 47.12 FEET; THENCE SOUTH 37°28'48" WEST 14.36 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 93°56'12", HAVING A RADIUS OF 25.00 FEET (RADIUS POINT BEARS NORTH 47°03'57" WEST), AND WHOSE CHORD BEARS SOUTH 89°54'09" WEST 36.55 FEET; THENCE ALONG THE ARC OF SAID CURVE 40.99 FEET TO THE BEGINNING OF A COMPOUND CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 05°28'42", HAVING A RADIUS OF 331.00 FEET (RADIUS POINT BEARS NORTH 46°52'15" EAST), AND WHOSE CHORD BEARS NORTH 40°23'24" WEST 31.64 FEET; THENCE ALONG THE ARC OF SAID CURVE 31.65 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.009 ACRES.

Exhibit B-2

ABANDONMENT PARCEL 2

BEGINNING AT A POINT BEING NORTH 89°38'59" WEST 585.03 FEET ALONG THE SECTION LINE AND NORTH 498.64 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 6, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE SOUTH 37°28'48" WEST 21.43 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 90°00'00", HAVING A RADIUS OF 30.00 FEET (RADIUS POINT BEARS NORTH 52°31'29" WEST), AND WHOSE CHORD BEARS NORTH 07°31'29" WEST 42.43 FEET; THENCE ALONG THE ARC OF SAID CURVE 47.12 FEET; THENCE NORTH 52°31'29" WEST 47.69 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 15°26'07", HAVING A RADIUS OF 1030.00 FEET (RADIUS POINT BEARS NORTH 37°28'31" EAST), AND WHOSE CHORD BEARS NORTH 44°48'25" WEST 276.64 FEET; THENCE ALONG THE ARC OF SAID CURVE 277.48 FEET; THENCE NORTH 37°05'22" WEST 296.17 FEET; THENCE SOUTH 52°31'29" EAST 182.15 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 03°34'58", HAVING A RADIUS OF 781.00 FEET (RADIUS POINT BEARS SOUTH 37°28'31" WEST), AND WHOSE CHORD BEARS SOUTH 50°44'00" EAST 48.83 FEET; THENCE ALONG THE ARC OF SAID CURVE 48.84 FEET; THENCE SOUTH 37°05'22" EAST 73.14 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 09°29'15", HAVING A RADIUS OF 970.00 FEET (RADIUS POINT BEARS NORTH 52°54'38" EAST), AND WHOSE CHORD BEARS SOUTH 41°49'59" EAST 160.44 FEET; THENCE ALONG THE ARC OF SAID CURVE 160.62 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 03°54'45", HAVING A RADIUS OF 781.00 FEET (RADIUS POINT BEARS SOUTH 58°14'44" WEST), AND WHOSE CHORD BEARS SOUTH 29°47'54" EAST 53.32 FEET; THENCE ALONG THE ARC OF SAID CURVE 53.33 FEET TO THE BEGINNING OF A REVERSE CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 17°23'50", HAVING A RADIUS OF 369.00 FEET (RADIUS POINT BEARS NORTH 62°09'29" EAST), AND WHOSE CHORD BEARS SOUTH 36°32'26" EAST 111.61 FEET; THENCE ALONG THE ARC OF SAID CURVE 112.04 FEET TO THE BEGINNING OF A REVERSE CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 77°19'36", HAVING A RADIUS OF 25.00 FEET (RADIUS POINT BEARS SOUTH 44°45'38" WEST), AND WHOSE CHORD BEARS SOUTH 06°34'34" EAST 31.24 FEET; THENCE ALONG THE ARC OF SAID CURVE 33.74 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.622 ACRES.

Exhibit B-3

ABANDONMENT PARCEL 3

BEGINNING AT A POINT BEING NORTH 89°38'59" WEST 922.24 FEET ALONG THE SECTION LINE AND NORTH 959.88 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 6, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE 52°31'29" WEST 199.27 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 90°00'00", HAVING A RADIUS OF 25.00 FEET (RADIUS POINT BEARS NORTH 37°28'31" EAST), AND WHOSE CHORD BEARS NORTH 07°31'29" WEST 35.36 FEET; THENCE ALONG THE ARC OF SAID CURVE 39.27 FEET; THENCE NORTH 37°28'31" EAST 36.92 FEET; THENCE SOUTH 37°05'22" EAST 232.67 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.156 ACRES.

Exhibit B-4

ABANDONMENT PARCEL 4

BEGINNING AT A POINT BEING NORTH 89°38'59" WEST 1,133.25 FEET ALONG THE SECTION LINE AND NORTH 1,138.20 FEET FROM THE SOUTH QUARTER CORNER OF SECTION 6, TOWNSHIP 42 SOUTH, RANGE 16 WEST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 37°05'22" WEST 61.06 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 13°12'09", HAVING A RADIUS OF 970.00 FEET (RADIUS POINT BEARS SOUTH 52°54'38" WEST), AND WHOSE CHORD BEARS NORTH 43°41'26" WEST 223.02 FEET; THENCE ALONG THE ARC OF SAID CURVE 223.51 FEET; THENCE NORTH 00°47'03" EAST 54.47 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 14°55'27", HAVING A RADIUS OF 1011.91 FEET (RADIUS POINT BEARS SOUTH 37°45'10" WEST), AND WHOSE CHORD BEARS SOUTH 44°47'06" EAST 262.83 FEET; THENCE ALONG THE ARC OF SAID CURVE 263.58 FEET TO THE BEGINNING OF A REVERSE CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 89°47'03", HAVING A RADIUS OF 20.00 FEET (RADIUS POINT BEARS NORTH 52°40'37" EAST), AND WHOSE CHORD BEARS SOUTH 82°12'54" EAST 28.23 FEET; THENCE ALONG THE ARC OF SAID CURVE 31.34 FEET; THENCE NORTH 52°53'34" EAST 72.43 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, SAID CURVE TURNING TO THE LEFT THROUGH A CENTRAL ANGLE OF 08°53'09", HAVING A RADIUS OF 275.00 FEET (RADIUS POINT BEARS NORTH 37°05'22" WEST), AND WHOSE CHORD BEARS NORTH 48°28'03" EAST 42.61 FEET; THENCE ALONG THE ARC OF SAID CURVE 42.65 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 22°31'23", HAVING A RADIUS OF 25.00 FEET (RADIUS POINT BEARS NORTH 75°02'52" WEST), AND WHOSE CHORD BEARS SOUTH 26°12'50" WEST 9.76 FEET; THENCE ALONG THE ARC OF SAID CURVE 9.83 FEET; THENCE SOUTH 37°28'31" WEST 164.00 FEET TO THE BEGINNING OF A CURVE, SAID CURVE TURNING TO THE RIGHT THROUGH A CENTRAL ANGLE OF 25°40'40", HAVING A RADIUS OF 25.00 FEET (RADIUS POINT BEARS NORTH 52°31'29" WEST), AND WHOSE CHORD BEARS SOUTH 50°18'51" WEST 11.11 FEET; THENCE ALONG THE ARC OF SAID CURVE 11.20 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.356 ACRES.