

ORDNANCE 16-37

AN ORDINANCE VACATING A PUBLIC UTILITY EASEMENT (PUE) INVOLVING PARCELS 28-16-452-007 (LOT 15), 28-16-452-008 (LOT16), 28-16-452-009 (LOT17), 28-16-452-010 (LOT 18) AND 28-16-452-011 (LOT 19); ALSO ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Sandy City received a request submitted by the property owners of the subject public utility easement, requesting that a public utility easement be vacated pursuant to the provisions of Section 10-9a-609.5, Utah Code Annotated 1953; and

WHEREAS, the request is to vacate a ten foot Public Utility Easement (PUE) across Lots 15, 16, 17, 18, and 19, of the Dimple Dell Heights Subdivision, but not including the seven (7) foot PUEs along the north and south boundaries of said Lots, nor the seven (7) foot PUE along the west boundary of Lot 15, nor the ten (10) foot PUE along the east boundary of Lot 15 and the west boundary of Lot 16, located at approximately 1762 East-1786 East 10980 South and 10986 South Mary Drive, Sandy, Utah; and

WHEREAS, the City Council has determined that good cause exists for vacation of said public utility easement and that neither the public interest nor any person will be materially injured by the vacation; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of Sandy, State of Utah, that:

Section 1. Vacation. The public utility easement is hereby vacated as shown on **Exhibit A**, which is attached hereto and by this reference made a part hereof.

Section 2. Amendment. All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance hereby adopted are hereby repealed.

Section 3. Severable. The provisions of this ordinance shall be severable; and if any provision thereof, or the application of such provision under any circumstances is held invalid, it shall not affect any other provision of this ordinance, or the application in a different circumstance.

Section 4. Effective. This ordinance shall become effective upon its publication of a summary thereof.

Section 5. Recordation. This Ordinance shall be recorded in the office of the Salt Lake County Recorder.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Stephen P. Smith, Chairman  
Sandy City Council

PRESENTED to the Mayor of Sandy City for his approval this \_\_\_\_\_ day of \_\_\_\_\_  
2016.

APPROVED by the Mayor of Sandy City this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

\_\_\_\_\_  
Thomas M. Dolan

ATTEST:

\_\_\_\_\_  
City Recorder

RECORDED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

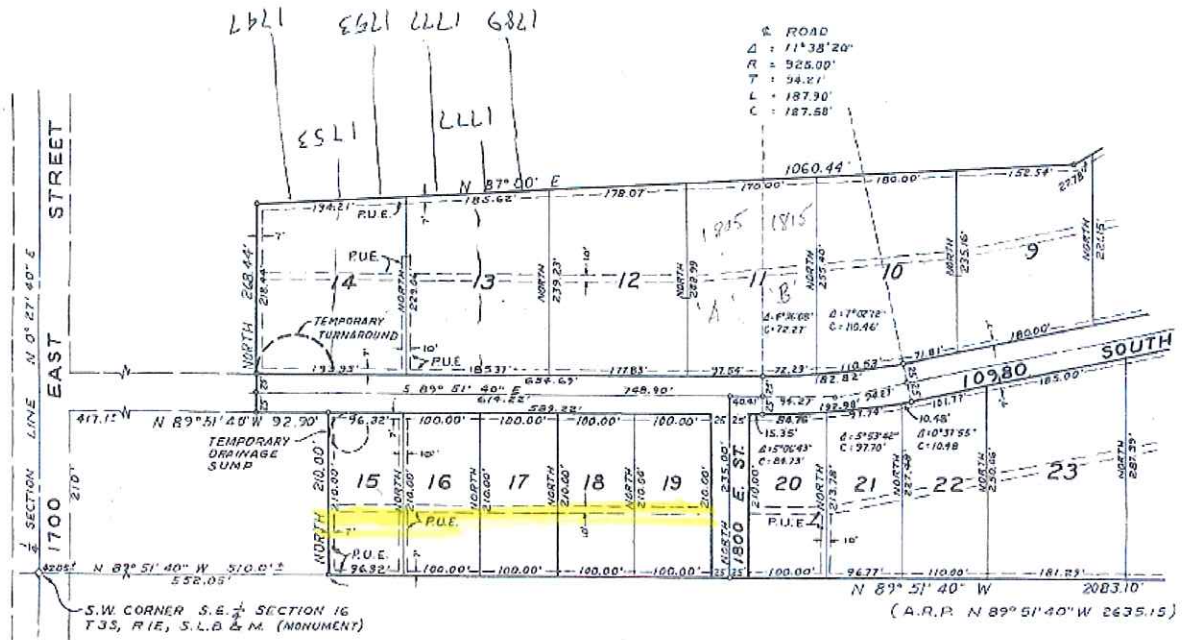
SUMMARY PUBLISHED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

# Exhibit 1: Easement Location



ADDITIONAL COSTS MAY BE OBTAINED FROM  
Security Title Company

## MEMORIAL GARDENS OF THE VALLEY CEMETERY



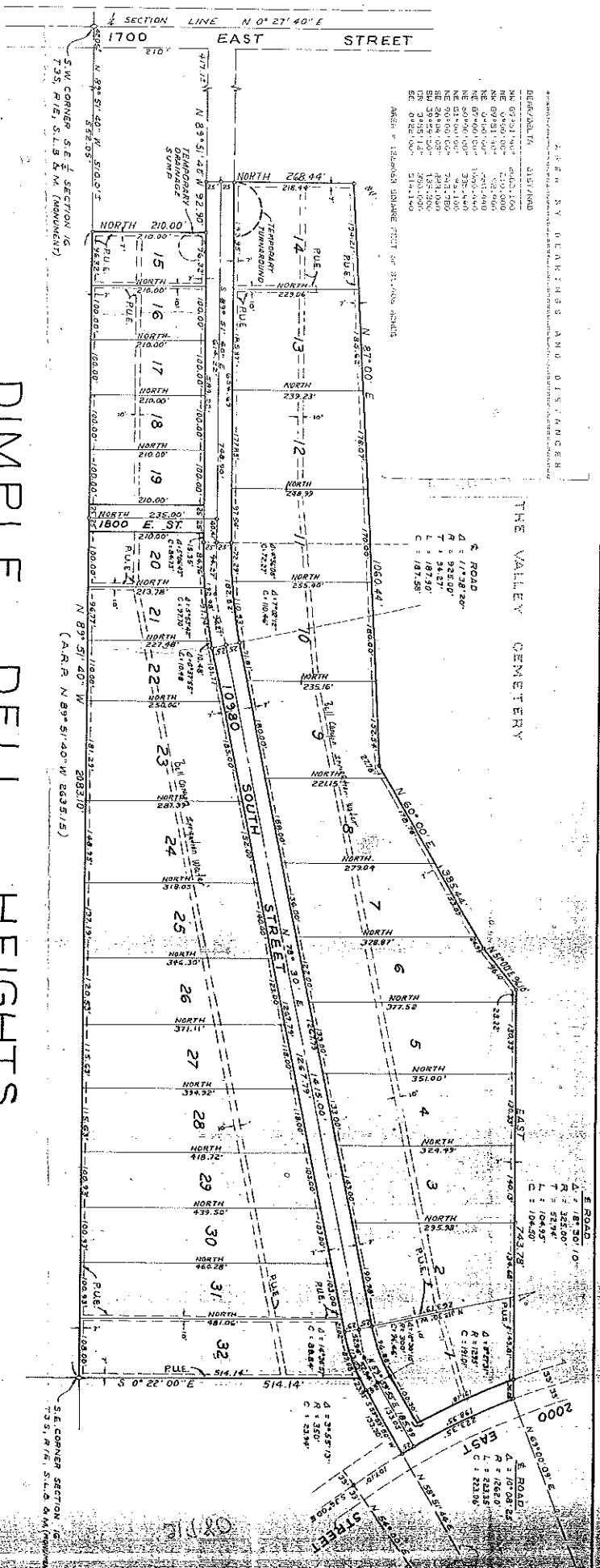
## DIMPLE DELL HEIGHTS

A SUBDIVISION OF PART OF THE  
SOUTHEAST  $\frac{1}{4}$  OF SECTION 16, T3S, R1E, S.L.B. & M.

P.U.E. - DENOTES PUBLIC UTILITIES EASEMENT.



AS EBN BY CLEARINGS AND DISTANCES



P.U.E. - DENOTES PUBLIC UTILITIES EASEMENT.

# DIMPLE DELL HEIGHTS

A SUBDIVISION OF PART OF THE  
SOUTHEAST 1/4 OF SECTION 16, T35, R1E, SLB&M.

## SURVEYORS' CERTIFICATE

I, **Lester P. Smith**, do hereby certify that I am a Registered Civil Engineer, and/or Land Surveyor, and that I hold Certificate No. 1403, as prescribed under the laws of the State of Utah. I have carefully examined the plat and description of the subdivision of the land shown on this plat and described herein, and have substituted said tract of land into lots and sections, subsections and sections as shown on this plat, and that the same has been correctly surveyed and staked on the ground as shown on this plat.

### BOUNDARY DESCRIPTION

Beginning at the Southeast corner of Section 16, T. 35, R. 1E, S. 1B, & M. and running thence N 89° 51' 42\"/>

## OWNERS' DEDICATION

Know all men by these presents that the undersigned owner(s) of the above described tract of land, having caused same to be subdivided into lots and streets to be hereafter known as

### DIMPLE DELL HEIGHTS

do hereby dedicate for perpetual use of the public all parcels of land shown on this plat as intended for public use.

## ACKNOWLEDGMENT

STATE OF UTAH )  
County of Salt Lake ) S.S.  
I, **Richard D. Bell**, Secretary of the State of Utah, do hereby certify that the above described plat, in and for said County of Salt Lake, in said State of Utah, signed by the above named applicant, in number, who duly acknowledged and purpose thereof, and the same was approved by the State Engineer and my Commission Expires **July 2, 1972**.

## CORPORATE ACKNOWLEDGMENT

STATE OF UTAH )  
County of Salt Lake ) S.S.  
On the **12** day of **April**, 1972 personally appeared before me **Denton H. Dick** and **L.R. Wright**, who, being by me duly sworn, did say, each for himself, that he, the said **Denton H. Dick**, is the Vice President, and the said **L.R. Wright** is the Secretary of **Security Truck Company**, and that the within and foregoing instrument was signed in and for said corporation by authority of a resolution of its Board of Directors, and said **Denton H. Dick** and **L.R. Wright** each duly acknowledged and purpose thereof, and the same was approved by the State Engineer and my Commission Expires **July 2, 1972**.

## DIMPLE DELL HEIGHTS

8007101

### PLANNING COMMISSION

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D. 19\_\_\_\_ BY THE SANDY CITY PLANNING COMM.

### BOARD OF HEALTH

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D. 19\_\_\_\_

### FLOOD CONTROL DEPT.

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D. 19\_\_\_\_

### SURVEYORS' CERTIFICATE

APPROVED AS TO FORM AND AS TO SUBSTANCE BY THE SANDY CITY PLANNING COMM. THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D. 19\_\_\_\_

### CITY COUNCIL

APPROVED AS TO FORM AND AS TO SUBSTANCE BY THE SANDY CITY PLANNING COMM. THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D. 19\_\_\_\_

### RECORDED

RECORDED #2451828  
DATE 22 April 1972 THE CLERK OF THE COUNTY RECORDS

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DATE 22 April 1972 THE CLERK OF THE COUNTY RECORDS