

**A RESOLUTION OF THE CITY COUNCIL OF HURRICANE, UTAH,
APPROVING THE ABANDONMENT OF A PORTION OF A PUBLIC RIGHT-OF-WAY
LOCATED ON TURF SOD ROAD**

WHEREAS, Utah Code 72-5-105 grants the City power to abandon public highways, streets, or roads that are maintained and operated by the City; and

WHEREAS, the adjacent property owner has petitioned the City requesting the public right-of-way located adjacent to its property identified by the County Assessor as Parcel Number H- H-4-2-11-333 be abandoned to the property owner; and

WHEREAS, the property proposed for abandonment is beyond the roadway requirements within the City's Transportation Master Plan; and

WHEREAS, the total area of the property proposed for abandonment totals approximately 6,044 square feet or 0.14 square feet; and

WHEREAS, the City has held a public hearing and provided notice as required in Utah Code 10-9a-208 *Hearing and notice for petition to vacate a public street*, and

WHEREAS, the proposed abandonment has been presented to the Hurricane Joint Utility Committee and no objections were raised; and

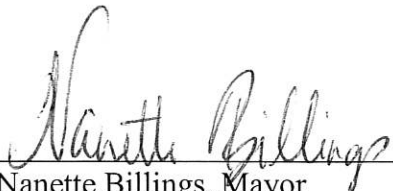
WHEREAS, the property owner has submitted construction plans for Turf Sod Road that have been approved by the City that would support the abandonment of the public right-of-way; and

WHEREAS, the abandonment will not negatively affect adjacent property owners.

BE IT HEREBY RESOLVED by the City Council of Hurricane, Utah that the property described in the attached petition and survey to vacate the public roadway be abandoned and incorporated into the adjacent property.

BE IT HEREBY RESOLVED FURTHER by the City Council of Hurricane, Utah that the abandonment shall not release the property owner of their obligation to provide a public utility easement or needed improvements to the right-of-way as part of any future development of parcel H-4-2-11-333.

DATED this 20th day of October, 2022.



Nanette Billings, Mayor



Attest:

Cindy Beteag
Cindy Beteag, Recorder

The foregoing Resolution was presented at a regular meeting of the Hurricane City Council held at the Hurricane City Office Building on the 20th day of October, 2022. Whereupon a motion to adopt and approve said Resolution was made by Kevin Thomas and seconded by David Hirschi. A roll call vote was then taken with the following results:

	Yea	Nay	Abstain	Absent
Joseph Prete	—	X	—	—
Dave Sanders	—	—	—	X
David Hirschi	X	—	—	—
Kevin Thomas	X	—	—	—
Doug Heideman	X	—	—	—

Cindy Beteag
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