

**ORDINANCE 2009-22**

Filed By: JYW  
KATHLEEN B PESHELL, Recorder  
Tooele County Corporation  
For: TOOELE COUNTY COMMISSION

**AN ORDINANCE VACATING THE PUBLIC RIGHT-OF-WAY INTEREST  
IN SELECTED ROADWAYS AND/OR SECTIONS OF ROADWAYS  
LOCATED WITHIN OPHIR CANYON; NAMELY, BALD MOUNTAIN  
LOOP ROAD, HALLS BASIN ROAD, ROVER HILL ROAD, HARTMANN  
GULCH ROAD, AND SOUTH FORK OPHIR CANYON ROAD**

**NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE BODY OF  
TOOELE COUNTY, UTAH AS FOLLOWS:**

**SECTION I - PURPOSE.** Tooele County desires to vacate the public right-of-way interest in selected roadways and/or sections of roadways located within Ophir Canyon; namely, Bald Mountain Loop Road, Halls Basin Road, Rover Hill Road, Hartmann Gulch Road, and South Fork Ophir Canyon Road. The County will vacate and abandon all rights, which will revert to the adjoining landowners. The County is concerned about maintaining the public's access to public lands as well as protecting private property. The Tooele County Planning Commission held a public hearing on the issue and recommends passage of this ordinance.

**SECTION II - ROADWAYS AND/OR SECTIONS OF ROADWAYS IN OPHIR CANYON VACATED.** Having provided proper notice pursuant to Utah Code Annotated 72-3-108, a public hearing was conducted and finding good cause therefore, Tooele County hereby vacates the public right-of-way interest in Halls Basin Road and Rover Hill Road. Tooele County also hereby vacates the public right-of-way interest in portions of Bald Mountain Loop Road, Halls Basin Road, Hartmann Gulch Road, and South Fork Ophir Canyon Road.

A map showing the area of the roads and sections of roads being vacated is attached hereto and by this reference made a part hereof.

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The Tooele County Clerk is hereby directed to cause this ordinance to be recorded in the office of the County Recorder.

**SECTION III - REPEALER.** Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION IV - EFFECTIVE DATE.** This ordinance shall take effect fifteen (15) days after its passage, provided the same has been published, with the name of the members voting for and against the same, for at least one publication in one issue of a newspaper published in and having general circulation in Tooele County.

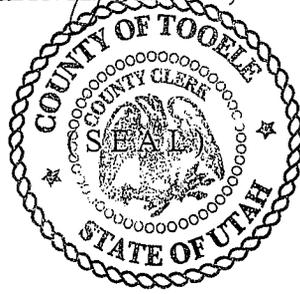
**IN WITNESS WHEREOF** the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 1<sup>st</sup> day of September 2009.

**ATTEST:**

**TOOELE COUNTY COMMISSION:**

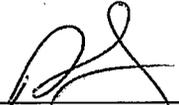
  
MARILYN K. GILLETTE, Clerk

  
COLLEEN S. JOHNSON, Chairman



Commissioner Johnson voted aye  
Commissioner Clegg voted aye  
Commissioner Hurst voted aye

**APPROVED AS TO FORM:**

  
DOUG HOGAN  
Tooele County Attorney