

No. 332236
RECORDED AT THE REQUEST OF
Tooele County
Date Sept 16 2009 Time 1:54
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Marilyn Christiansen
TOOELE COUNTY RECORDER
CALLEN B. PESHELL

**AN ORDINANCE VACATING THE PUBLIC RIGHT-OF-WAY INTEREST
IN THE UNUSED PORTION OF SILVER AVENUE RESULTING FROM ITS
REALIGNMENT ADJACENT TO THE BENCHES AT SOUTH RIM**

**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 the unused portion of Silver Avenue resulting from its realignment. The County will vacate and abandon all rights, which will revert to the adjoining landowners. The Tooele County Planning Commission held a public hearing on the issue and recommends passage of this ordinance.

SECTION II - ROAD 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 the unused portion of Silver Avenue resulting from its realignment. Silver Avenue is a prescriptive use road, and the portion being vacated is directly south of the realigned Silver Avenue.

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

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 Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

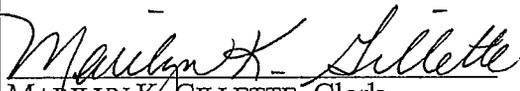
SECTION IV - EFFECTIVE DATE. This ordinance shall take effect fifteen (15) days after its passage, provided the same has been published, with the name of the members voting for and against the same, for at least one publication in one issue of a newspaper published in and having general circulation in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

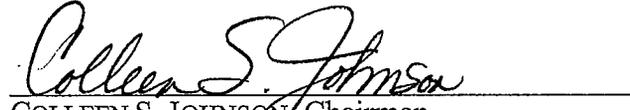
Ord. 2009-24

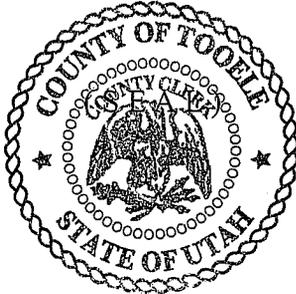
IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 15th day of September 2009.

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