

ORDINANCE 2012-18

**AN ORDINANCE VACATING THE PUBLIC RIGHT-OF-WAY INTEREST
IN ROADS LOCATED WITHIN THE DESERET PEAK COMMERCIAL
PUD SUBDIVISION AMENDED**

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

SECTION I - PURPOSE. The Tooele County Redevelopment Agency, property owner and agent, petitioned the Tooele County Planning Commission to amend the Deseret Peak Subdivision Phase 2 and Deseret Peak Commercial PUD by combining them into one PUD and vacating all existing rights-of-way and lot lines to allow for the completion of land swaps between the property owners. Additional easements will be established throughout the subdivision. Vacation of the rights-of-way will allow for the realignment of roadways with easements within the subdivision.

Following proper notice and a public hearing on the issue, the Tooele County Planning Commission approved the Deseret Peak Commercial PUD Subdivision Amended and recommended approval of the rights-of-way vacation of Roper Road and Colonel Road.

SECTION II - ROADS 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 all roads within the Deseret Peak Commercial PUD Subdivision Amended, located southwest of and adjacent to State Road 112, west of the intersection with Sheep Lane, in Tooele County, Utah.

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

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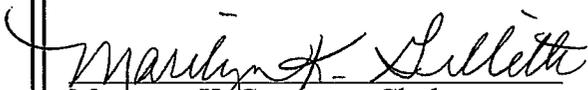
The Tooele County Clerk is hereby directed to cause this ordinance to be recorded in the office of the County Recorder.

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 Ordinances in conflict herewith are hereby repealed to the extent of such conflict.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

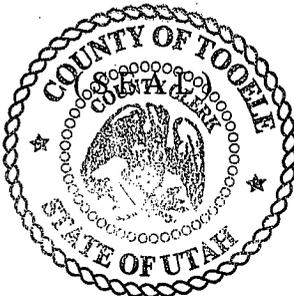
IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 18th day of September 2012.

ATTEST:


MARILYN K. GILLETTE, Clerk

TOOELE COUNTY COMMISSION:


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