

ORDINANCE 2014-02

**AN ORDINANCE VACATING THE PUBLIC RIGHT-OF-WAY INTEREST
IN SELECTED CLASS D ROADS IN THE RUSH VALLEY AREA**

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

SECTION I – PURPOSE. There are several Class D roads in the Rush Valley area that are currently recognized in the Tooele County Road Database. Class D roads are primarily primitive roads that have been established over time by the passage of motorized vehicles. These roads receive little to no maintenance or grading. Conditions of these roads can vary greatly, especially from season to season. Several of these Class D roads traverse through or within Darrell and Ed Johnson's private property which has resulted in trespassing, loss of livestock, disposal of waste, and other nuisance related issues. Tooele County is requesting that these roads be vacated, in cooperation with the private landowners.

The Tooele County Planning Commission held a public hearing on the issue and recommends passage of this ordinance.

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 the public right-of-way interest in the following Class D roads located south of State Road 199 in the Rush Valley area: ATV and Jeep Road (tc21250), Camp Road (tc21237), Fire Road (tc21243), Johnson Pass View Road (tc21231), Leprechaun Road (tc21235 and tc21236), N. Serviceberry Road (tc21239), Ranch Road (tc21210 and tc21211), S. Serviceberry Road (tc21238), Sand Road (tc21181), Serviceberry Road (tc21241), Serviceberry Spring Road (tc21245), Snakeskin Road (tc21213), Valley View Road (tc21229), and View Road

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(tc21232). A legal description and map of the roads being vacated is attached hereto as Exhibit A and, by this reference, made a part hereof.

The County's interest in the vacated roads will revert to the adjoining landowners.

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 Ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION IV - EFFECTIVE DATE. This ordinance shall become effective 15 days after its passage provided it has been published, or at such publication date if more than 15 days after passage.

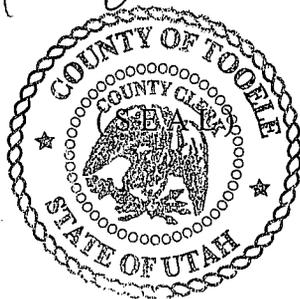
IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 1st day of April 2014.

ATTEST:

TOOELE COUNTY COMMISSION:


MARILYN K. GILLETTE, Clerk


J. BRUCE CLEGG, Chairman



Commissioner Clegg voted aye
Commissioner Hurst voted aye
Commissioner Milne voted aye

APPROVED AS TO FORM:


DOUG HOGAN
Tooele County Attorney

EXHIBIT A

Rush Valley Road Vacation Descriptions

ATV and Jeep Road (tc21250) as it runs through T6S, R6W, Sections 7 and 18, SLB&M

Camp Road (tc21237) as it runs through T6S, R6W, Section 5, SLB&M

Fire Road (tc21243) as it runs through T6S, R6W, Section 4, SLB&M

Johnson Pass View Road (tc21231) as it runs through T6S, R6W, Section 7, SLB&M

Leprechaun Road (tc21235 and tc21236) as it runs through T5S, R6W, Section 32 and T6S, R6W, Sections 4, 5, and 9, SLB&M

N. Serviceberry Road (tc21239) as it runs through T5S, R6W, Section 33 and T6S, R6W, Sections 4 and 5, SLB&M

Ranch Road (tc21210 and 21211) as it runs through T5S, R6W, Section 19 and T6S, R6W, Section 24, SLB&M

S. Serviceberry Road (tc21238) as it runs through T6S, R6W, Sections 5, 6, and 7, SLB&M

Sand Road (tc21181) as it runs through T6S, R6W, Sections 14 and 15, SLB&M

Serviceberry Road (tc21241) as it runs through T6S, R6W, Sections 6 and 7, SLB&M

Serviceberry Spring Road (tc21245) as it runs through T6S, R6W, Section 6, SLB&M

Snakeskin Road (tc21213) as it runs through T6S, R6W, Section 24, SLB&M

Valley View Road (tc21229) as it runs through T5S, R6W, Section 31 and T6S, R6W, Sections 6, 7, and 18, SLB&M

View Road (tc21232) as it runs through T6S, R6W, Section 18, SLB&M

