

After recording, return to:
City Attorneys Office
Murray City Corporation
5025 South State Street
Murray UT 84107

Affected Parcel ID No: 22-19-152-006

ORDINANCE NO. 21-20

AN ORDINANCE VACATING A MUNICIPAL UTILITY EASEMENT
LOCATED AT APPROXIMATELY 20 EAST WINCHESTER STREET,
MURRAY, UTAH, MURRAY CITY, SALT LAKE COUNTY, STATE OF
UTAH.

WHEREAS, pursuant to state law (Utah Code Annotated §10-9a-609.5), the City has the authority to vacate some or all of a public street or municipal utility easement; and

WHEREAS, the City received a petition to vacate a municipal utility easement for a power line; and

WHEREAS, the petition meets the requirements of U.C.A. §10-9a-609.5; and

WHEREAS, the petition requested that a municipal utility easement located at approximately 20 East Winchester Street, Murray, Utah, 84107, Salt Lake County, State of Utah be vacated; and

WHEREAS, the easement was initially granted for the purpose of constructing and maintaining a power line at that location; and

WHEREAS, the request to the City to vacate the easement has been made because the power line at this address is in a different location than identified in the recorded easement; the property owner and City have agreed in principle to relocate the easement to the location where the line actually is (the "relocated easement"); and once relocated there is no need to continue holding the current easement; and

WHEREAS, the Murray City Municipal Council finds good cause to vacate the municipal utility easement and finds that neither the public interest nor any person will be materially injured by the vacation; and

WHEREAS, the Murray City Municipal Council finds that proper notice was posted and was provided to owners of record of each parcel accessed by the municipal utility easement and to the Affected Entities and, pursuant thereto, a public hearing has been held on July 6, 2021, all as required by law.

BE IT ORDAINED BY THE MURRAY CITY MUNICIPAL COUNCIL:

Section 1. That the municipal utility easement located at approximately 20 East Winchester Street, Murray, Utah, 84107 Salt Lake County, State of Utah, is vacated upon the entry and recording of the relocated easement, and that the City releases any and all title, right or interest it may have in the municipal utility easement described below. The municipal utility easement hereby vacated is particularly described as follows:

An Easement created by instrument recorded March 30, 1981 as Entry No. 3548663 in Book 5230 at Page 107 of Official Records for the erection, operation and continued maintenance of the electric transmission and distribution circuits over and across a tract of land located in Salt Lake County, Utah, along and 5 feet on either side of the below described center line:

Beginning South 160.40 feet and West 370.04 feet from the monument at the interstation of 6400 South and State Street, said point being also South 2126.13 feet and East 147.35 feet from the Northwest Corner of Section 19, Township 2 South, Range 1 East, Salt Lake Base and Meridian, and running thence North 50°43'33" West 304.66 feet.

Section 2. This Ordinance shall take effect upon the first publication and filing of a copy thereof in the office of the City Recorder.

PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council on this 6th day of July, 2021.

MURRAY CITY MUNICIPAL COUNCIL



Diane Turner, Chair

ATTEST:



Brooke Smith, City Recorder

MAYOR'S ACTION:

DATED this 9TH day of July, 2021.



D. Blair Camp, Mayor

ATTEST:



Brooke Smith, City Recorder



CERTIFICATE OF PUBLICATION

I hereby certify that this Ordinance or a summary hereof was published according to law on the 9TH day of July, 2021.



City Recorder