

ORDINANCE 2015-03

**AN ORDINANCE VACATING THE PUBLIC RIGHT-OF-WAY INTEREST
IN ROADS LOCATED WITHIN THE PASTURES AT SADDLEBACK
PLAT 1 SUBDIVISION IN LAKE POINT**

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

SECTION I – PURPOSE. Christopher F. Robinson, manager of Saddleback Partners, L.C., petitioned the Tooele County Planning Commission to vacate The Pastures at Saddleback Plat 1 subdivision including all unimproved commercial lots and all unimproved, dedicated roadways within the Plat. There are no immediate plans to further develop this property. No accepted improvements exist within the subdivision and the improvement bond has since lapsed.

Following proper notice and a public hearing on the issue, the Tooele County Planning Commission approved and adopted Resolution 2015-01 which vacated The Pastures at Saddleback Plat 1, including Lots 1, 2, 3, 4, 5, 6, 7, 8, and Parcels A and B, and recommended approval of the rights-of-way vacation to the Tooele County Commission. A copy of the resolution (Exhibit A) is attached hereto and, by this reference, made a part hereof.

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 Pastures at Saddleback Plat 1, including Appaloosa Way and Palomino Place, located in portions of Sections 35 and 36, in Township 1 South, Range 4 West, and a portion of Section 2, Township 2 South, Range 4 West, Salt Lake Base and Meridian, in Lake Point, Tooele County, Utah. The subdivision was vacated by Resolution 2015-01 of the Tooele County Planning Commission.

The County's interest in the vacated subdivision shall be transferred and conveyed to the abutting landowner, Saddleback Partners, L.C.

Maps showing the area of the roads being vacated (Exhibit B) are 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 Ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.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.

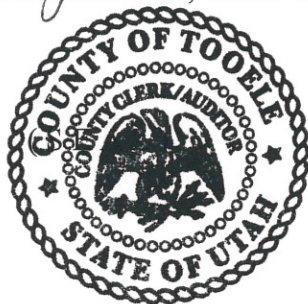
IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved, and enacted this ordinance this 20th day of January 2015.

ATTEST:

TOOELE COUNTY COMMISSION:


Marilyn K. Gillette, Clerk/Auditor


WADE B. BITNER, Chairman



Commissioner Bateman voted aye
Commissioner Bitner voted aye
Commissioner Milne voted aye

APPROVED AS TO FORM:

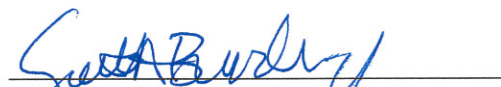

SCOTT A. BROADHEAD
Tooele County Attorney

EXHIBIT A

**TOOELE COUNTY PLANNING COMMISSION
RESOLUTION NO. 2015-01**

**A RESOLUTION VACATING THE PASTURES AT SADDLEBACK SUBDIVISION
PHASE I**

WHEREAS Saddleback Partners, LLC, owner of certain property encumbered by that certain The Pastures at Saddleback Subdivision Phase 1 subdivision plat, recorded on September 7, 2000, as Entry No. 152356 in the Tooele County Official Records (the "Plat"), intends to vacate all unimproved lots and all undeveloped, dedicated roadways within the Plat; and

WHEREAS the Tooele County Planning Commission, pursuant to Tooele County Code §13-10-1, 2, 3, has been petitioned from Saddleback Partners, LLC to vacate the Plat by vacating all unimproved lots and all undeveloped, dedicated roadways on the Plat; and

WHEREAS after public notice and a public hearing in accordance with the requirements of the Tooele County Code.

NOW THEREFORE, BE IT RESOLVED by the Tooele County Planning Commission as follows:

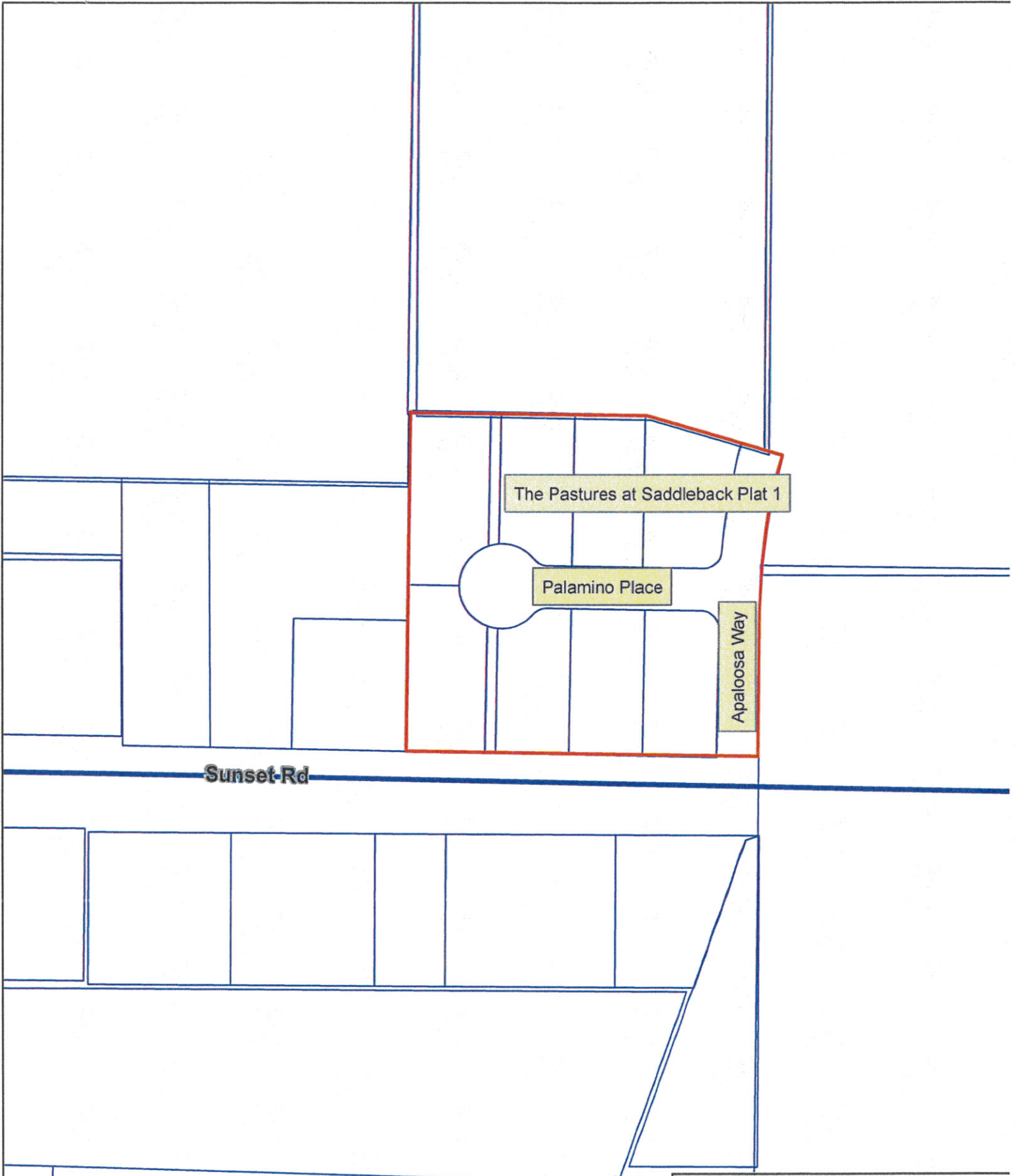
- Section 1. This Resolution shall be recorded in the Official Records of Tooele County, Utah, which document shall provide notice of the Plat vacation.
- Section 2. This Resolution and the Plat vacation shall be effective upon the date set forth below.
- Section 3. If any conflict between this Resolution and the Plat should arise, the terms of this Resolution shall control.

NOW THEREFORE, BE IT FURTHER RESOLVED by the Tooele County Planning Commission that this Resolution shall constitute the vacation of:

Lots 1, 2, 3, 4, 5, 6, 7, 8, and Parcels A and B in The Pastures at Saddleback Subdivision Phase 1; and

Recommend approval of the rights-of-way vacation to the Board of County Commissioners.

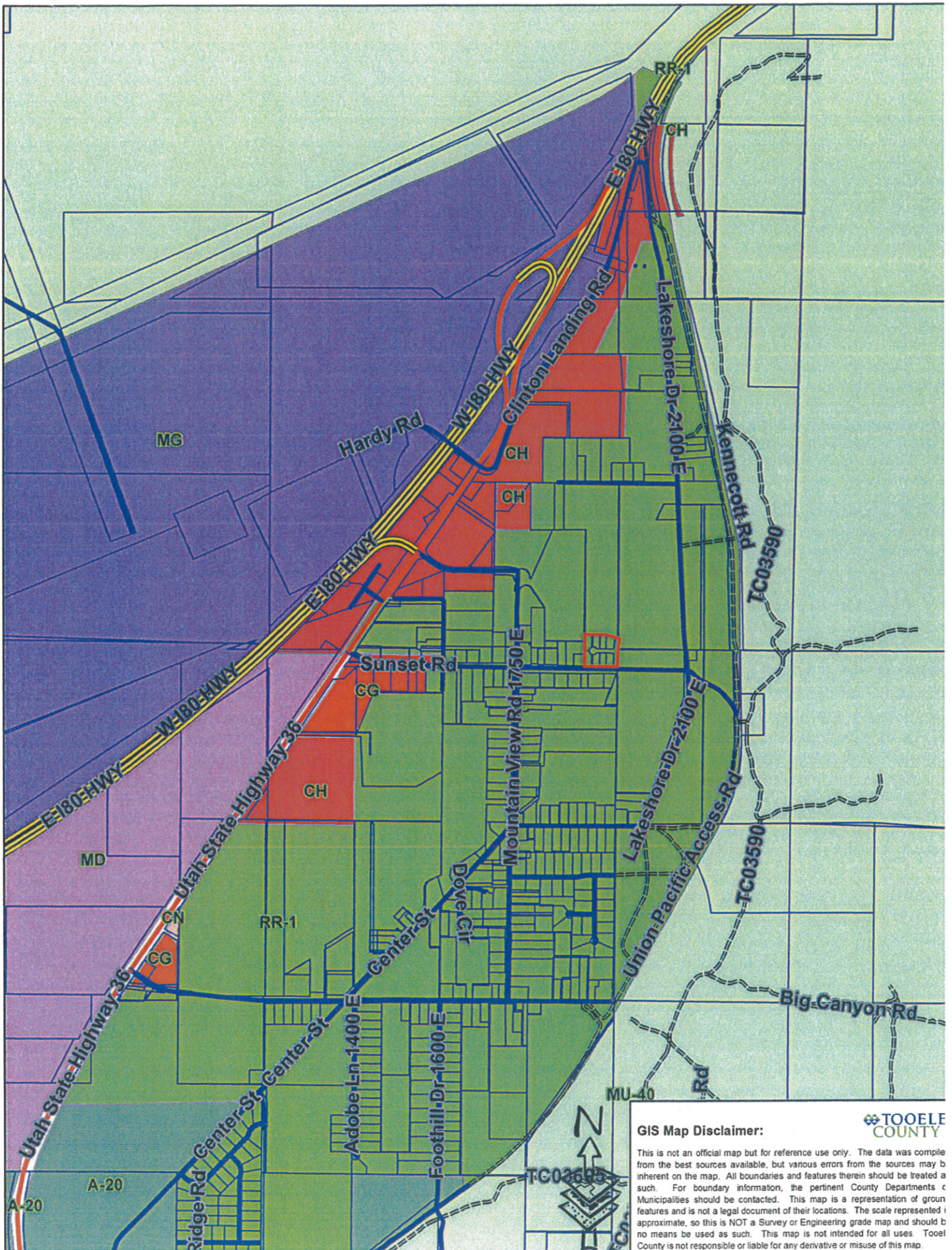
EXHIBIT B



GIS Map Disclaimer:

This is not an official map but for reference use only. The data was compiled from the best sources available, but various errors from the sources may be inherent on the map. All boundaries and features therein should be treated as approximate. For boundary information, the pertinent County Departments or Municipalities should be contacted. This map is a representation of ground features and is not a legal document of their locations. The scale represented is approximate, so this is NOT a Survey or Engineering grade map and should be used as such. This map is not intended for all uses. Tooele County is not responsible or liable for any derivative or misuse of this map.





GIS Map Disclaimer:



This is not an official map but for reference use only. The data was compiled from the best sources available, but various errors from the sources may be inherent on the map. All boundaries and features therein should be treated as such. For boundary information, the pertinent County Departments or Municipalities should be contacted. This map is a representation of ground features and is not a legal document of their locations. The scale represented is approximate, so this is NOT a Survey or Engineering grade map and should be used as such. This map is not intended for all uses. Tooele County is not responsible or liable for any derivative or misuse of this map.

