

**A RESOLUTION OF THE CITY COUNCIL OF HURRICANE, UTAH,
APPROVING THE DISPOSAL OF PARCEL H-3395-A-P-2**

WHEREAS, Hurricane City Code 1-10 allows the City to dispose of surplus property that is deemed unusable or surplus; and

WHEREAS, B&W DEV LLC, an owner of land adjacent to Parcel Number H-3395-A-P-2, has petitioned the City Council to dispose of the parcel as part of B&W DEV LLC's development of the Rock View Estates Subdivision in exchange for B&W DEV LLC dedicating a different portion of the Rock View Estates Subdivision to the City to provide access to the BLM Land; and

WHEREAS, the Developer has built the access road to the BLM land as requested by the City; and

WHEREAS, Parcel H-33-95-A-P-2 is surplus and the property in consideration of exchange will provide a greater benefit to the public by providing access to BLM Land; and

WHEREAS, the City has held a public hearing and provided notice as required in Utah Code 1-10-4 Disposal of Real Property, and

WHEREAS, the proposed disposal has been presented to the Hurricane Joint Utility Committee, and no objections were raised; and

WHEREAS, the disposal will not negatively affect adjacent property owners.

BE IT HEREBY RESOLVED by the City Council of Hurricane, Utah that Parcel H-3395-A-P-2 be disposed of to B&W DEV LLC and that the Mayor shall be authorized by the City Council to sign a quit claim deed disposing of the property subject to the following conditions:

1. That the B&W DEV LLC dedicate to Hurricane City the property shown as Open Space on Rock View Estates Final Plat application and proposal.
2. That the signing and recording of the quit claim deed shall take place only after the City has received a mylar for Rock View Estates Subdivision that meet the terms of this

resolution and is recorded at a time determined by the City Attorney to ensure all terms are met.

DATED this 17th day of November, 2022.



Nanette Billings
Nanette Billings, Mayor

Attest:

Cindy Beteag
Cindy Beteag, Recorder

The foregoing Resolution was presented at a regular meeting of the Hurricane City Council held at the Hurricane City Office Building on the 7th day of October, 2021. Whereupon a motion to adopt and approve said Resolution was made by Joseph Prete and seconded by David Sanders. A roll call vote was then taken with the following results:

	Yea	Nay	Abstain	Absent
David Hirschi	X	—	—	—
Kevin Thomas	X	—	—	—
Joseph Prete	X	—	—	—
Dave Sanders	X	—	—	—
Doug Heideman	X	—	—	—

Cindy Beteag
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