

**AN ORDINANCE OF THE CITY COUNCIL OF HURRICANE, UTAH,
APPROVING THE LeBARON PETITION TO VACATE AND ABANDON A PUBLIC
RIGHT-OF-WAY LOCATED ON 300 NORTH EAST OF SR-9**

WHEREAS, Utah Code sections 10-9a-609.5 and 72-5-105 grant the City power to vacate and abandon public highways, streets, or roads that are maintained and operated by the City; and

WHEREAS, Russell LeBaron has petitioned the City and requested that the portion of 300 North Street as described in the attached survey and legal description be vacated and abandoned; and

WHEREAS, the City has held a public hearing and provided notice as required in Utah Code section 10-9a-208; and

WHEREAS, the Hurricane City Council has found that: (1) the roadway to be abandoned has limited traffic; (2) good cause exists for the abandonment; (3) the abandonment will not negatively affect adjacent property owners; and (4) neither the public interest nor any person will be materially injured by the vacation.

BE IT HEREBY ORDAINED by the City Council of Hurricane, Utah that the portion of 300 North Street as described in the attached survey and legal description, located adjacent to parcels H-230, H-349-A-1-D, H-301-A-1-B and H-297-A-1, be vacated, abandoned, and incorporated into the adjacent properties as described in the survey.

PASSED AND APPROVED on this 6th day of April 2023.



Hurricane City
Nanette Billings
Nanette Billings, Mayor

Attest:

Cindy Beteng
City Recorder

The foregoing Ordinance was presented at a regular meeting of the Hurricane City Council held at the Hurricane City Office Building on the 6th day of April 2023. Whereupon a motion to adopt and approve said Resolution was made by Kevin Thomas and seconded by David Hirschi. A roll call vote was then taken with the following results:

	Yea	Nay	Abstain	Absent
Joseph Prete	<u>X</u>	—	—	—
David Sanders	<u>X</u>	—	—	—
David Hirschi	<u>X</u>	—	—	—
Kevin Thomas	<u>X</u>	—	—	—
Doug Heideman	<u>X</u>	—	—	—

Cindy Beteng
Recorder

