

CITY OF MOAB ORDINANCE NO. 2022-16

AN ORDINANCE APPROVING THE VACATION OF A PUBLIC STREET RIGHT-OF-WAY, RIM ROCK ROAD, ON PROPERTY LOCATED AT 1492 S (AGGIE BLVD.) AND HIGHWAY 191 MOAB, UT 84532

WHEREAS, the following describes the intent and purpose of this ordinance:

- a. Applicant, State of Utah School, and Institutional Trust Lands, submitted an application to vacate the abandoned Public Right-Of-Way easement known as Rim Rock Road on Parcel 01-0018-002, on property located at 1492 S (Aggie Blvd.) and Highway 191 Moab, Utah 84532 described as:

A portion of that certain 33.00-foot-wide easement for a secondary road as described in the State of Utah Right of Way No. 3232 recorded as Entry No. 415240 in the office of the Grand County Recorder in said County in the State of Utah said easement being located in the North 1/2 of the Southeast 1/4 of the Northeast 1/4 of Section 18, Township 26 South Range 22 East of the Salt Lake Base and Meridian and being more particularly described as follows:

Beginning at a point which is North 01°18'54" West 1121.69 feet along the East section line from the East 1/4 corner of Section 18 Township 26 South Range 22 East of the Salt Lake Base and Meridian and running thence South 08°04'08" West 466.13 feet; thence South 88°48'33" West 66.87 feet; thence North 08°04'08" East 510.50 feet to the point of curvature of a curve to the right having a radius of 430.20 feet; thence Northeasterly 104.41 feet along the arc of said curve through a central angle of 13°54'20" to a point of non-tangency; thence South 68°01'31" East 33.03 feet to a point on said East section line; thence along said East section line South 01°18'54" East 130.81 feet to the point of beginning.

Contains 0.87 acres.

- b. The abandoned Public Right-Of-Way easement known as Rim Rock Road on property located at 1492 S (Aggie Blvd.) and Highway 191 Moab, Utah 84532, of which the subject parcel is zoned R-4 Manufactured Housing Residential Zone, and is approximately 195.25 acres; and
- c. The subject parcel has frontage on Aggie BLVD. Surrounding Zoning includes: C-4 General Commercial & R-4 Manufactured Housing Residential.
- d. The applicant provided the Planning Commission with an application and the appropriate documents as required in public hearing 10-9a-609.5. The Planning Commission reviewed the application in a duly advertised held on October 13, 2022, where the item was positively recommended for approval to City Council; and
- e. A duly notice public hearing was held on October 13, 2022; and
- f. The Planning Commission determined that the Relinquishing of the Abandoned Right-Of-Way was in accordance with state law and met the criteria found in 10-9a-609.5(4) of the Utah State Code. Having evaluated the staff report, statements from the applicant, and the public, the Planning Commission concluded that the proposed Right-of-Way vacation on this property was acceptable; and
- g. The Planning Commission has determined that the review standards in Utah State Code chapter 10-9a-609.5(4), Right-of-Way vacation approval criteria, have been met as follows:

NOW, THEREFORE, BE IT RESOLVED BY THE MOAB CITY COUNCIL, having considered public comment, staff comments, and discussion of the pertinent aspects of the proposed Vacation of the Abandoned Right-of-Way Easement, by adoption of Ordinance #2022-16, does hereby find, determine, and declare, that the applicable provisions of the Utah State Code and the intent of the Moab General Plan can be met;

AND, FURTHERMORE, the City Council APPROVES the application to Vacate the Abandoned Right-of-way Easement on property located at approximately 1492 S (Aggie Blvd.) and Highway 191 Moab, Utah 84532 (parcel# 01-0018-0002).

PASSED AND APPROVED in open Council by a majority vote of the Governing Body of Moab City Council on.

SIGNED: _____
Joette Langianese, Mayor

ATTEST: _____
Sommar Johnson, Recorder