



Staff Report to the Weber County Commission

Weber County Planning Division

Synopsis

Application Information

Application Request: Ordinance to vacate a portion of 10000 East St., located at approximately 394 S 10000 E, Huntsville, UT, 84317.
Agenda Date: Tuesday, August 02, 2022
Applicant: Mark & Stephanie Perkes and David & Barbara Benstog (owners)
File Number: VAC 2022-01

Property Information

Approximate Address: 394 S 10000 E, Huntsville, UT, 84317
Zoning: Forest Valley (FV-3) Zone
Existing Land Use: Residential
Proposed Land Use: Residential
Parcel ID: N/A
Township, Range, Section: T6N, R2E, Section 15 SE

Staff Information

Report Presenter: Tammy Aydelotte
taydelotte@webercountyutah.gov
801-399-8794
Report Reviewer: SB

Background

The applicant is requesting to vacate a portion of a public right of way (10000 East St.). If the portion of 10000 East Street is vacated, the applicants will have more buildable area within the boundaries of lots 10 and 11 in South Fork Ranchettes Subdivision (parcel numbers 210460007 and 210460006). The County Engineer's office and the County Surveyor's office have reviewed the vacation request and have conditionally approved of the project.

Under state codes (17-27a-609.5), the County Commission, as the legislative body, may adopt an ordinance granting a petition to vacate some or all of a public street or county utility easement if the legislative body finds that:

- (a) good cause exists for the vacation; and
- (b) neither the public interest nor any person will be materially injured by the vacation.

Conformance to the General Plan

This vacation request is not anticipated to have an impact on the Ogden Valley General Plan. If the vacation is approved, the applicant will have more buildable area added to each lot.

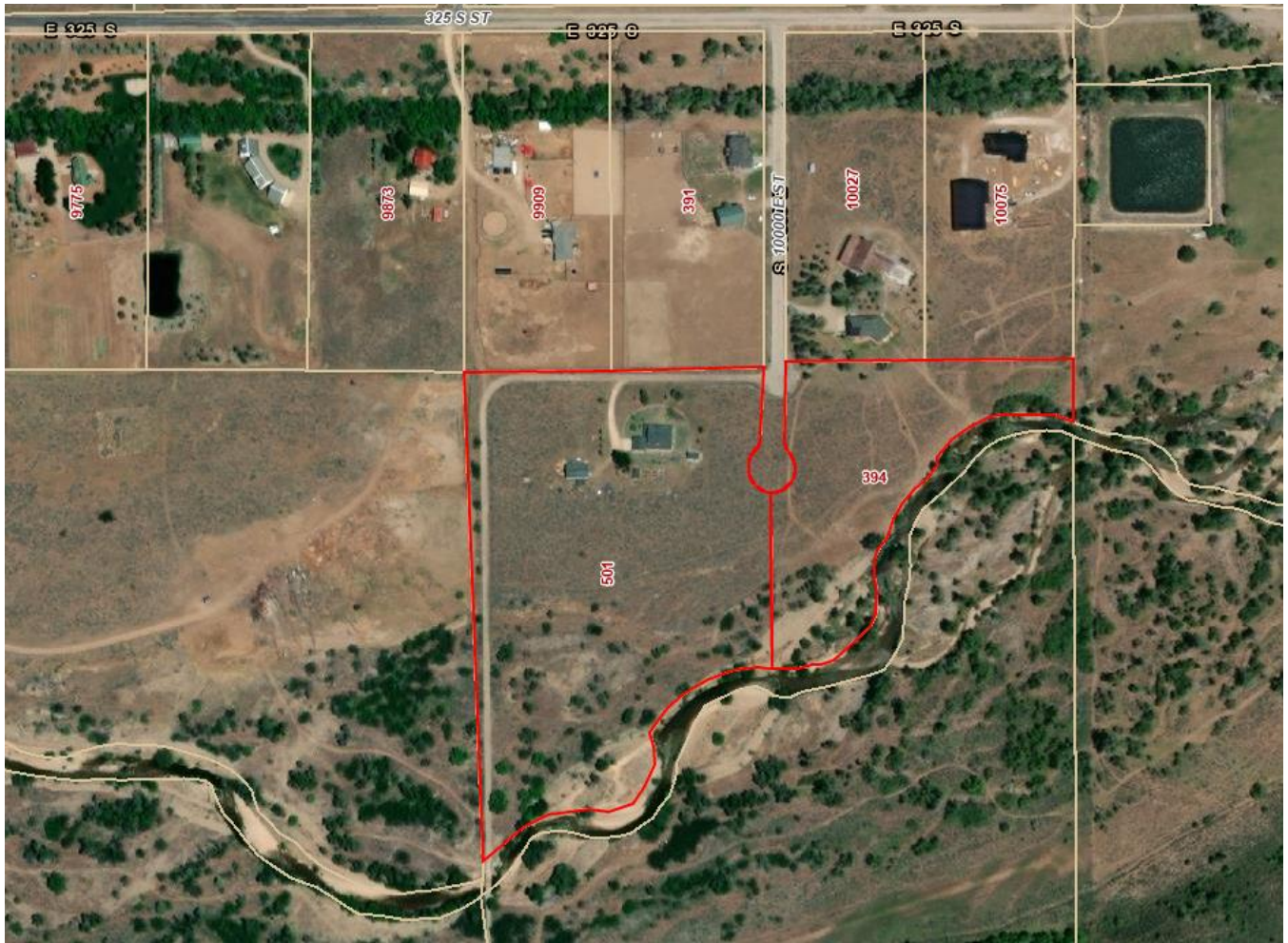
Staff Recommendation

Staff recommends approval of the proposed ordinance, vacating the portion of 10000 East St. shown on the ordinance as Exhibit A, and illustrated on a vacation plat in Exhibit B.

Exhibits

- A. Vacation Ordinance
- B. Vacation Plat

Location map



ORDINANCE NO. _____

**AN ORDINANCE OF WEBER COUNTY VACATING
A PORTION OF A PUBLIC RIGHT-OF-WAY ALONG OLD SNOWBASIN RD**

WHEREAS, Weber County has filed a petition to vacate a portion of 10000 East Street, that portion being located at approximately 400 S 10000 E, as described in Exhibit A of this ordinance; and

WHEREAS, after providing proper public notice, a public hearing was held before the Weber County Commission on August 2, 2022, regarding the vacation of the portion of public right-of-way; and

WHEREAS, Weber County’s Engineering Department has been notified and has provided written approval of the vacation of the portion of the public right-of-way; and

WHEREAS, the Commission finds that good cause exists to vacate the portion of public right-of-way, and that it will not substantially affect the Ogden Valley General Plan, and that neither the public interest nor any person will be materially injured;

NOW THEREFORE, the Board of County Commissioners of Weber County vacates the portion of public right-of-way, as described in Exhibit A of this ordinance.

Adopted and ordered published this _____ day of _____, 2022.

Weber County Commission

By _____

Scott Jenkins, Chair

Commissioner Jenkins Voted _____

Commissioner Harvey Voted _____

Commissioner Froerer Voted _____

ATTEST:

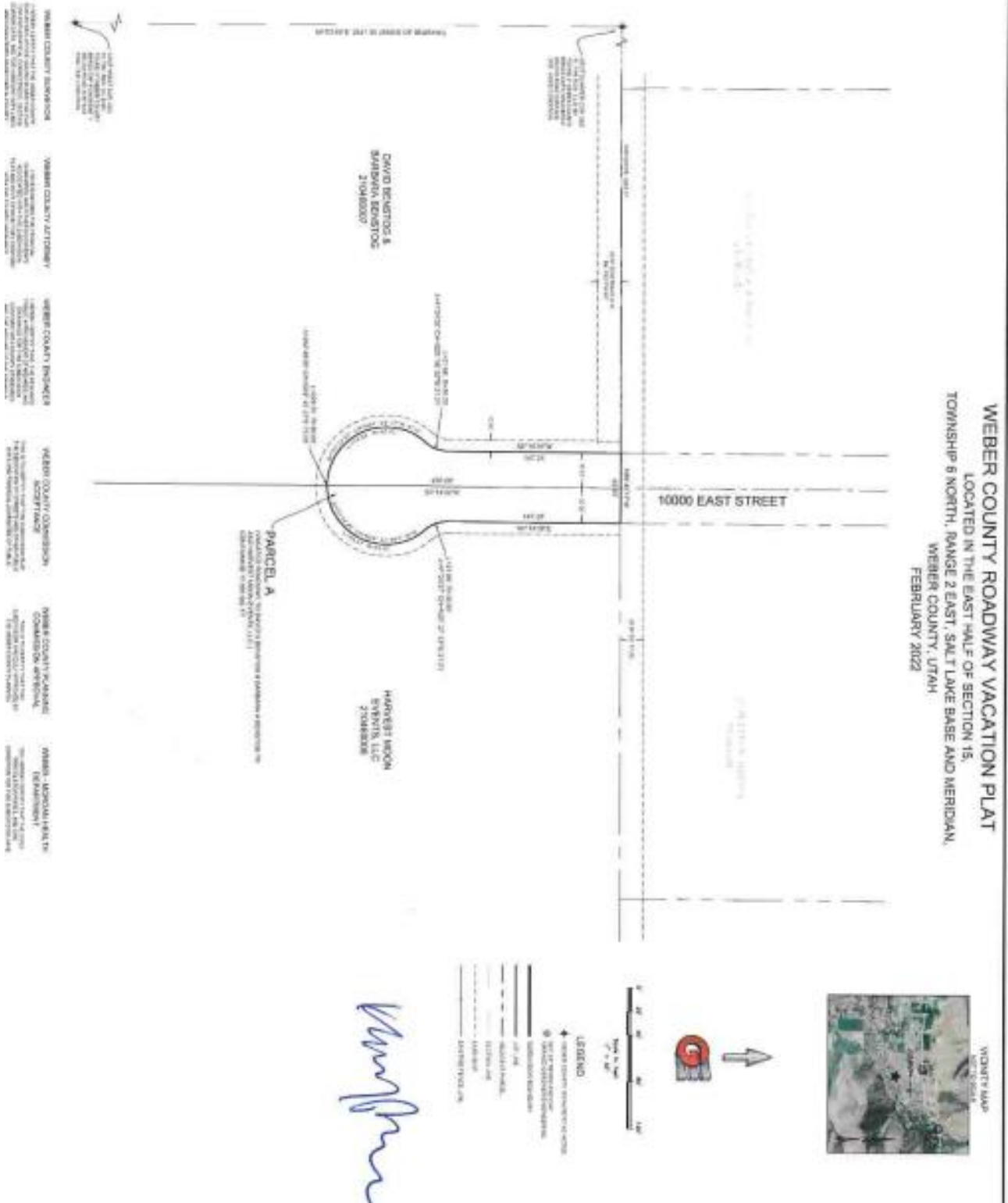
Ricky Hatch, CPA

Weber County Clerk

Exhibit A

Description of area to be vacated will be attached here.

Exhibit B – Vacation Plat



SOUTH FORK RANCHETTES SUBDIVISION 1ST AMENDMENT

AMENDING LOTS 10 AND 11

LOCATED IN THE EAST HALF OF SECTION 15,
TOWNSHIP 6 NORTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN,
WEBER COUNTY, UTAH
FEBRUARY 2022



[Handwritten signature]

NOTARY PUBLIC
ALEXANDROS VLAMAKIS
COMM. # 701718
COMMISSION EXPIRES
AUGUST 10, 2022
STATE OF UTAH

<p>WEBER COUNTY SHERIFF I HEREBY CERTIFY THAT THE ABOVE DESCRIBED PROPERTY IS THE PROPERTY OF THE ABOVE NAMED PARTY AND THAT THE SAME IS NOT SUBJECT TO ANY OTHER INTEREST OR ENCUMBRANCE.</p> <p>DATE: FEB 22 2022</p>	<p>WEBER COUNTY ATTORNEY I HEREBY CERTIFY THAT THE ABOVE DESCRIBED PROPERTY IS THE PROPERTY OF THE ABOVE NAMED PARTY AND THAT THE SAME IS NOT SUBJECT TO ANY OTHER INTEREST OR ENCUMBRANCE.</p> <p>DATE: FEB 22 2022</p>	<p>WEBER COUNTY ENGINEER I HEREBY CERTIFY THAT THE ABOVE DESCRIBED PROPERTY IS THE PROPERTY OF THE ABOVE NAMED PARTY AND THAT THE SAME IS NOT SUBJECT TO ANY OTHER INTEREST OR ENCUMBRANCE.</p> <p>DATE: FEB 22 2022</p>	<p>WEBER COUNTY COMMISSION ACCEPTANCE I HEREBY CERTIFY THAT THE ABOVE DESCRIBED PROPERTY IS THE PROPERTY OF THE ABOVE NAMED PARTY AND THAT THE SAME IS NOT SUBJECT TO ANY OTHER INTEREST OR ENCUMBRANCE.</p> <p>DATE: FEB 22 2022</p>	<p>WEBER COUNTY PLANNING COMMISSION APPROVAL I HEREBY CERTIFY THAT THE ABOVE DESCRIBED PROPERTY IS THE PROPERTY OF THE ABOVE NAMED PARTY AND THAT THE SAME IS NOT SUBJECT TO ANY OTHER INTEREST OR ENCUMBRANCE.</p> <p>DATE: FEB 22 2022</p>	<p>WEBER COUNTY HEALTH DEPARTMENT I HEREBY CERTIFY THAT THE ABOVE DESCRIBED PROPERTY IS THE PROPERTY OF THE ABOVE NAMED PARTY AND THAT THE SAME IS NOT SUBJECT TO ANY OTHER INTEREST OR ENCUMBRANCE.</p> <p>DATE: FEB 22 2022</p>
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