



ORDINANCE ACTION

TO: Huntsville Town

FROM: Huntsville Town Council

DATE: June 23, 2025

RE: Ordinance 2025-6-5 An Ordinance of Huntsville Town to vacate alley right-of way at 300 South.

At their Town Council Meeting on June 5, 2025, the Huntsville Town Council approved Ordinance 2025-6-5 vacating the alley right-of-way at 300 South.

This ordinance vacates ownership of the southern part of the alleyway from Huntsville Town to the owners of the adjacent property.

The complete ordinance can be found on Huntsville's website and in their office at Town Hall, 7474 E. 200 S. Huntsville.

A handwritten signature in blue ink, which appears to read "Beckki Endicott".

Beckki Endicott, Clerk

**HUNTSVILLE TOWN
ORDINANCE NO. 2025-6-5**

ORDINANCE TO VACATE ALLEY RIGHT-OF-WAY AT 300 SOUTH

AN ORDINANCE OF HUNTSVILLE TOWN, UTAH, VACATING A PORTION OF THE PUBLIC RIGHT-OF-WAY AT AN ALLEY OFF OF 300 SOUTH STREET; LEGISLATIVE FINDINGS; DECLARATION OF VACATION; QUIT CLAIMING THE PROPERTY WITHIN THE VACATED PORTION OF SAID RIGHT-OF-WAY; RESERVING A RIGHT-OF-WAY FOR UTILITIES THAT MAY NOW EXIST IN SAID PORTION VACATED; DIRECTING THE TOWN CLERK TO RECORD THIS ORDINANCE IN THE OFFICE OF THE COUNTY RECORDER; AND PROVIDING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, Huntsville Town (hereafter "Town") is a municipal corporation, duly organized and existing under the laws of the state of Utah;

WHEREAS, the Town received a request to vacate a portion of the public right-of-way for an alley off of 300 South Street located in the Town;

WHEREAS, the right-of-way to be vacated is set forth in Exhibit "A attached hereto and incorporated herein by this reference;

WHEREAS, in accordance with Utah Code §10-9a-208, the Town gave notice, as provided in State Law, of the Public Hearing which was held on June 5, 2025, and notice was also provided to the owner of record, affected entities, and posted at least ten (10) days before the Public Hearing;

WHEREAS, the County Recorder is now requiring this written Ordinance to vacate the right-of-way and the Town Council enters its findings determining that good cause exists to vacate, that such action would be in the best interest of the Town, and there is no detriment to public interest;

NOW, THEREFORE, be it ordained by the Town Council of the Huntsville Town, Utah, as follows:

Section 1: Findings.

In accordance with State Law, the Town Council makes and enters the following findings to support the vacating to the public right-of-way:

1. That the Town finds that the required notice for this Ordinance to vacate by duly provided and the Town Council held its Public Hearing as required by State Law.

2. That public health and safety is served by vacating a portion of the public right-of-way for this alley as identified on Exhibit "A" attached hereto and incorporated herein by this reference because such will provide for a more secure and safe neighborhood
3. That vacating of a portion of the public right-of-way for this alley as identified on Exhibit "A" attached hereto and incorporated herein by this reference is not detrimental to any legitimate public interest because there is limited access and use of said alley.

Section 2: Declaration Vacating Right-of-way.

That the public right-of-way for a portion of the public alley identified on Exhibit "A" attached hereto and incorporated herein by this reference of as legally described and depicted in Exhibit "A" is hereby vacated.

Section 3: Quit Claim.

The City hereby relinquishes and does quit claim the portion of the public alley right-of-way vacated by this Ordinance as shown on Exhibit "A" to the adjoining property owners.

Section 4: Reservation.

The Town hereby reserves and retains an easement over Exhibit "A" to service, maintain, relocate, or replace any utilities that remain within the right-of-way vacated by this Ordinance.

Section 5: Authorization.

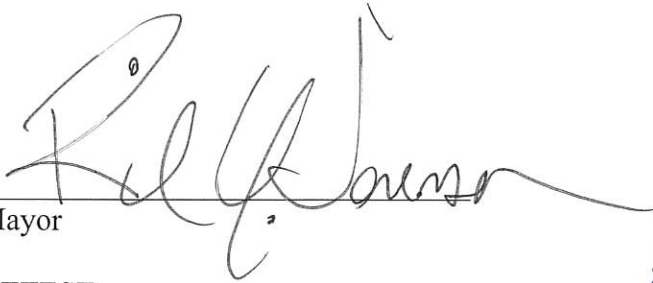
The Town Clerk is hereby authorized and directed to cause a copy of this Ordinance and its Exhibit "A" to be recorded in the office of the Weber County Recorder.

Section 6: Effective Date.

This Ordinance shall become effective immediately upon publication or posting, after final passage.

PASSED AND ADOPTED by the Town Council on this 5th day of June, 2025.

ROLL CALL VOTE:	AYE	NAY	RECUSED	EXCUSED
Mayor Richard Sorensen	X			
CM Lewis Johnson				X - Abstained
CM Sandy Hunter	X			
CM Artie Powell			X	
CM Bruce Ahlstrom		X		


Mayor

ATTEST:


Town Clerk



RECORDED this 5th day of June, 2025.
PUBLISHED OR POSTED this 5th day of June, 2025.

CERTIFICATE OF POSTING

In accordance with Utah Code §10-3-713, 1953 as amended, I, the Town Clerk of Huntsville Town, Utah, hereby certify the foregoing Ordinance was duly adopted and posted/published as provided in State Law.


Town Clerk

DATE: 6-5-2025

Exhibit "A"

**PROPOSED ALLEY VACATION AREA
A PART OF THE ALLEY IN BLOCK 9, PLAT "A", HUNTSVILLE TOWN SURVEY,
BEING IN THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 6 NORTH,
RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN, HUNTSVILLE, WEBER
COUNTY, UTAH.**

**BEGINNING AT THE NORTHWEST CORNER OF LOT 8 BLOCK 9, OF SAID PLAT
"A", WHICH IS; AND RUNNING THENCE SOUTH 01°19'32" EAST 264.49 FEET
ALONG THE WEST LINE OF SAID LOT 8 AND LOT 1 TO THE SOUTHWEST
CORNER OF SAID LOT 1; THENCE SOUTH 88°41'08" WEST 33.00 FEET ALONG
THE SOUTH LINE OF SAID BLOCK 9 TO THE SOUTHEAST CORNER OF LOT 2,
BLOCK 9, OF SAID PLAT "A"; THENCE NORTH 01°19'28" WEST 264.49 FEET
ALONG THE EAST LINE OF SAID LOT 2 & LOT 3 TO THE NORTHWEST
CORNER OF SAID LOT 3; THENCE NORTH 88°41'21" EAST 33.00 FEET TO THE
POINT OF BEGINNING, CONTAINING 8,730 SQ. FT.**

Huntsville Town – Petition to Vacate

Applicant Name: John Falls

Applicant Mailing Address: [REDACTED]

Email: [REDACTED] Phone: [REDACTED]

Description or address of street/ROW and alley: A portion of the alley running South from approximately 300 South between 7300 East and 7400 East. See description, enclosed map, and survey for details of the subject property.

Brief Description of Proposed Vacation: The Southern end off the alleway measuring approximately 264.5 feet long by 33 feet wide. 8730 square feet or .20 acres.

Parcel Owner's Permission for Vacation Petition

The undersigned authorize this petition for vacation of a street, ROW, or alleys in Huntsville Town:

Parcel Number(s): 240110049, 240110008, 240230018, 240230029, 240110048

Parcel(s) Owner Name: Timber Falls, LLC

Parcel(s) Owner Mailing Address: [REDACTED]

Email: [REDACTED] Phone: [REDACTED]

Parcel Owner Signature: [Signature] Date: 4-22-2025

Title (Authorized Agent): _____

The undersigned authorize this petition for vacation of a street, ROW, or alleys in Huntsville Town:

Parcel Number(s): 240110051

Parcel(s) Owner Name: John and Adelheid Posnien

Parcel(s) Owner Mailing Address: [REDACTED] Huntsville, Utah 84317

Email: _____ Phone: [REDACTED]

Parcel Owner Signature: Heidi Posnie Date: 4-22-2025

Title (Authorized Agent): _____

(For Additional Parcel Owners Use Attached Sheet)

For Town Use:

Date of Petition: _____ Survey Received: _____

Nikki Wolthuis, Town Clerk

Huntsville Town Council
Vote to approve Ordinance to Vacate following Public Hearing

☒ Approved

☐ Conditional Approval

☐ Rejected

☐ Deferred

Mayor Signature: *Pat Hansen* Date: _____

Notes/Conditions: ① Retain/Record Easement from fence going east to Wooley property ② Retain/Record Easement going south to parcel #240110051 ③ Provide new survey delineating the vacation of the portion of alleyway ④ Consolidate all parcels

Date of the public hearing: Owned by John Falls ... # 240110049, 240110008 # 240230018, #240230024, Date of PH - 6-5-2025

ATTEST:

Beckki Endicott
Beckki Endicott, Town Recorder



Date: 6-5-2025

Petition to vacate a public right of way requirements:

- ☐ Submit petition to vacate some or all of a public street or alley with the following requirements.
- ☐ Include name and address of each owner of record of land that is adjacent to the public street or alley or within 300 feet of the public street or alley.
- ☐ Have proof of written notice to operators of utilities and culinary water or other utilities located within the bounds of the street or alley sought to be vacated
- ☐ The signature of each owner of record of land that is adjacent to the public street or alley or within 300 feet of the public street or alley.
- ☐ The Town Council must then hold a public hearing to determine whether good cause exists for the vacation of the Alley; and to determine whether the public interest or any person or property may be materially injured by the proposed vacation.
- ☐ Following the hearing, the Town Council, acting as the Town legislative body may adopt an ordinance granting a petition to vacate some or all of the subject Alley, only if it finds that 1) Good cause exists for the vacation of the alley, and 2) Neither the public interest nor any person will be materially injured by the vacation of the Alley.
- ☐ The Town may require fair market value payment for the property vacated from the party requesting the vacation.

ADDITIONAL PARCEL OWNERS

Parcel Owner's Permission for Petition to Vacate

The undersigned authorize this petition for vacation into Huntsville Town:

Parcel Number(s): 240110013

Parcel(s) Owner Name: Deirdre A. Gorman

Parcel(s) Owner Mailing Address: P.O. Box 74 Huntsville, Utah 84317

Email: _____ Phone: _____

Parcel Owner Signature: _____ Date: _____

Title (Authorized Agent): _____

The undersigned authorize this petition for vacation into Huntsville Town:

Parcel Number(s): 240110014

Parcel(s) Owner Name: Steven and Chelsea Woolley

Parcel(s) Owner Mailing Address: _____

Email: _____ Phone: _____

Parcel Owner Signature: _____ Date: _____

Title (Authorized Agent): _____

The undersigned authorize this petition for vacation into Huntsville Town:

Parcel Number(s): 240110053

Parcel(s) Owner Name: Lewis E. and Pamela Johnson

Parcel(s) Owner Mailing Address: _____, Huntsville, Utah 84317

Email: _____ Phone: _____

Parcel Owner Signature: _____ Date: _____

Title (Authorized Agent): _____

The undersigned authorize this petition for vacation into Huntsville Town:

Parcel Number(s): 240230012

Parcel(s) Owner Name: Becky D. Wood Living Trust

Parcel(s) Owner Mailing Address: _____, Huntsville, Utah 84317

Email: _____ Phone: _____

Parcel Owner Signature: _____ Date: _____

Title (Authorized Agent): _____