

ORDINANCE NO. 78-1


AN ORDINANCE REPEALING ARTICLE 5, SECTION 2-5-~~1~~ OF THE REVISED ORDINANCES OF PARK CITY, 197~~6~~.

Be it ordained by the city council of Park City:

Section 1. Section Repealed. Article 5, Section 2-5-~~1~~ of the Revised Ordinances of Park City, 197~~6~~ is hereby repealed.

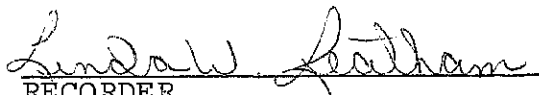
Section 2. Effective Date. This ordinance shall take effect immediately on publication,

Dated this 2nd day of February, 1978.



MAYOR

ATTEST:



RECORDER

Notice is hereby given that the Park City city council, on February 2, 1978, repealed Article 5, Section 2-5-~~1~~ of the Revised Ordinances of Park City, 197~~6~~ which requires that the justice of the peace be an attorney.

AN ORDINANCE VACATING A
PORTION OF A STREET LOCATED WITHIN
THE CITY LIMITS OF PARK CITY, UTAH

INDEXED: _____
GRANTOR: at
GRANTEE: _____
RELEASED: _____
ABSTRACTED: A. M. C. E.
STAMPED: _____

WHEREAS, the abutting owners owning real property abutting North Street, Park City, Summit County, Utah, have petitioned the Park City Council for an order vacating said street or portion thereof, as defined by the legal description, annexed herein, marked Exhibit "A", and which by reference is incorporated herein and made a part hereof; and

WHEREAS, the City Council finds that there is good and sufficient cause for vacating said street, and that the vacation of the aforesaid street as defined by its description, as Exhibit "A", will not be detrimental to the general interest of the inhabitants of the City of Park City, Summit County, Utah; and

WHEREAS, all the property owners of record as it appears from the records of the Summit County Recorder's Office, abutting the part of the street petitioned to be vacated have consented in writing to said vacation.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, SUMMIT COUNTY, UTAH AS FOLLOWS:

SECTION 1. It is hereby ordered, by the power vested into the said City Council pursuant to section 10-8-8.1 et seq., Utah Code Annotated, 1953, as amended, that the public street known as North Street and described more particularly in the attached Exhibit "A", be and the same is hereby vacated upon the effective date of this ordinance.

SECTION 2. This ordinance may be recorded in the records of the Summit County Recorder's Office, Coalville, Utah.

SECTION 3. This ordinance shall become effective twenty (20) days after publication, or thirty days after its passage and posting as required by law, whichever of said days is most remote from the final day of passage thereof.

Entry No.	<u>147115</u>	Book	<u>N 115</u>
RECORDED	<u>6-28-78</u>	at	<u>9:22 A.M</u>
REQUEST of	<u>Park City</u>		
FEE	<u>WANDA Y SPRIGGS Summit Co Recorder</u>		
\$	<u>DF</u>	By	<u>Wanda Y Spriggs</u>
INDEXED	_____		

BOOK 115 PAGE 253

PASSED THIS 20th DAY OF April, 1978

BY ORDER OF THE CITY COUNCIL

John C. Green, Jr.

JOHN C. GREEN, JR., MAYOR



	AYE	NAY
COUNCILMAN MARTINEZ VOTING	<i>Abstained</i>	
COUNCILMAN DERING VOTING	<input checked="" type="checkbox"/>	<input type="checkbox"/>
COUNCILMAN WELLS VOTING	<input checked="" type="checkbox"/>	<input type="checkbox"/>
COUNCILMAN BENNETT VOTING	<input checked="" type="checkbox"/>	<input type="checkbox"/>
COUNCILMAN SHOFF VOTING	<input checked="" type="checkbox"/>	<input type="checkbox"/>

BOOK # 115 PAGE 254

EXHIBIT "A"

ALL OF NORTH STREET RUNNING BETWEEN PARK AVENUE AND EASTERN AVENUE

BOOK # 115 PAGE 255

INDEXED: _____
 GRANTOR:
 GRANTEE: _____
 RELEASED: _____
 ABSTRACTED:
 STAMPED: _____

Entry No. 150176 Book M121
 RECORDED 10-17-78 at 4:30.M Page 348-355
 REQUEST of Park City Municipal Corp
 FEE _____ WANDA Y. SPRIGGS, SUMMIT CO. RECORDER
 \$ DH By Wanda Y. Spriggs
 INDEXED _____ ABSTRACT _____

AN ORDINANCE

Ordinance 78-3

~~INDEXED: _____
 GRANTOR: _____
 GRANTEE: _____
 RELEASED: _____
 ABSTRACTED: _____
 STAMPED: _____~~

AN ORDINANCE OF PARK CITY, UTAH RELATING TO THE ESTABLISHMENT OF THE REDEVELOPMENT AGENCY OF PARK CITY, A UTAH MUNICIPAL CORPORATION, IN ACCORDANCE WITH SECTION 11-19-1 et seq., UTAH CODE ANNOTATED 1953, as amended, AND ADOPTING THE NEIGHBORHOOD DEVELOPMENT PROGRAM ENTITLED "MAIN STREET NEIGHBORHOOD DEVELOPMENT PROGRAM" DATED SEPTEMBER 7, 1978 AS THE OFFICIAL DEVELOPMENT PLAN FOR THE PROJECT AREA.

BOOK # 121 PAGE 348

BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, UTAH, AS FOLLOWS:

Section 1. That the Mayor and City Council of Park City, Summit County, Utah are hereby designated as, shall be known as, and shall act as the "Redevelopment Agency of Park City", and shall be authorized to enter into contracts generally, and shall have the power to transact the business and exercise all the powers provided for by the "Utah Neighborhood Development Act", §11-19-1 et seq., Utah Code Annotated 1953, as amended.

Section 2. That the Neighborhood Development Program entitled "Main Street Neighborhood Development Program" dated SEPTEMBER 7, 1978 be adopted as the official redevelopment plan for the following named project area in accordance with §11-19-20, Utah Code Annotated 1953, as amended.

Section 3. The legal description of the boundaries of the project area covered by the Redevelopment Plan is as it is described in the attached Exhibit "A" which by reference is incorporated herein and made a part hereof.

Section 4. The purpose and intent of the Park City Council with respect to the project area is to accomplish the following purposes by adoption of the redevelopment plan:

- a) Removal of structurally substandard buildings to permit the return of the project area land to economic use and new construction.

1953, as amended, and that the redevelopment of said area is necessary to effectuate the public purposes set forth in the Utah Neighborhood Development Act and public purposes intended by the establishment of the Redevelopment Agency of Park City.

b) The redevelopment plan would redevelop the above described area in conformity with the Utah Neighborhood Development Act and is in the best interest of the public peace, health, safety, and welfare of the area and the community.

c) The adoption and carrying out of the plan is feasible and economically sound.

d) The redevelopment plan conforms to and is compatible with the master plan of Park City, Utah.

e) The carrying out of the redevelopment plan will promote the public peace, health, safety, and welfare of the community and will effectuate the purposes and policy of the Utah Neighborhood Development Act.

f) The condemnation of the real property as described in the redevelopment plan is necessary, whenever desirable, to the execution of the redevelopment plan and adequate provisions have been made for the payment of said property to be acquired as required by law.

Section 8. This ordinance adopting the redevelopment plan entitled "Main Street Neighborhood Development Plan", dated SEPTEMBER 7, 1978 incorporates the provisions of tax increment financing permitted by the Utah Neighborhood Development Act, and specifically §11-19-29, Utah Code Annotated 1953, as amended, which provides as follows:

Entry No.	Book
RECORDED	atM Page.....
REQUEST of	
FEE	WANDA Y. SPRIGGS, SUMMIT CO. RECORDER
\$.....	By
INDEXED	ABSTRACT

BOOK 121 PAGE 349

b) Removal of impediments to land disposition and development through assembly of land into reasonably sized and shaped parcels served by improved public utilities and new community facilities.

c) Rehabilitation of buildings to assure sound long term economic activity in the core area of the city.

d) The elimination of environmental deficiencies, including among others small and irregular lot subdivision, overcrowding of the land, and inadequate off street parking.

e) Achievement of an environment reflecting a high level of concern for architectural and urban design principles, developed through encouragement, guidance, appropriate controls and professional assistance to owner participants and redevelopers.

f) The strengthening of the tax base and economic health of the entire community.

g) Provisions of improvements to public streets, curbs, and sidewalks, other public rights-of-way, street lights and landscaped areas.

Section 5. The redevelopment plan entitled "Main Street Neighborhood Development Program", dated SEPTEMBER 7, 1978 is incorporated herein by reference and made a part of this ordinance.

Section 6. The "Main Street Neighborhood Development Program", dated SEPTEMBER 7, 1978 is hereby designated as the official redevelopment plan of the project area.

Section 7. The City Council of the City of Park City, hereby determines and finds as follows:

a) The project area comprising the major portion of the central business district of Park City as above described is a "blighted area" as defined in §11-19-2, Utah Code Annotated

Entry No.	Book
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\$	By
INDEXED	ABSTRACT

BOOK # 121 PAGE 350

1. Any redevelopment plan may contain a provision that taxes, if any, levied upon taxable property in a redevelopment project each year by or for the benefit of the State of Utah, any city, county, city and county, district, or other public corporation (hereinafter sometimes called "taxing agencies") after the effective date of the ordinance approving the redevelopment plan, shall be divided as follows:

a) That portion of the taxes which would be produced by the rate upon which the tax is levied each year by or for each of the taxing agencies upon the total sum of the assessed value of the taxable property in the redevelopment project as shown upon the assessment roll used in connection with the taxation of such property by such taxing agency, last equalized prior to the effective date of such ordinance, shall be allocated to and when collected shall be paid into the funds of the respective taxing agencies as taxes by or for said taxing agencies on all other property are paid (for the purpose of allocating taxes levied by or for any taxing agency or agencies which did not include the territory in a redevelopment project on the effective date of such ordinance but to which such territory has been annexed or otherwise included after such effective date, the assessment roll of the county last equalized on the effective date of the ordinance shall be used in determining the assessed valuation of the taxable property in the project on the effective date); and

b) That portion of the levied taxes each year in excess of such amount shall be allocated to and when collected shall be paid into a special fund of the redevelopment agency to pay the principal of and interest on loans, moneys advanced to, or indebtedness (whether funded, refunded, assumed, or otherwise) incurred by such redevelopment agency to finance or

refinance, in whole or in part, such redevelopment project. Unless and until the total assessed valuation of the taxable property in a redevelopment project exceeds the total assessed value of the taxable property in such project as shown by the last equalized assessment roll referred to in subsection (1) (a) of this section, all of the taxes levied and collected upon the taxable property in such redevelopment project shall be paid into the funds of the respective taxing agencies. When such loans, advances, and indebtedness if any, and interest thereon, have been paid, all moneys thereafter received from taxes upon the taxable property in such redevelopment project shall be paid into the funds of the respective taxing agencies as taxes on all other property are paid.

Section 10. In the opinion of the City Council it is necessary to the peace, health, safety and welfare of the inhabitants of Park City that this ordinance become effective immediately.

Section 11. This ordinance shall take effect upon its first publication.

Passed by the City Council of Park City, Utah, this 20th day of April, 1977.


MAYOR

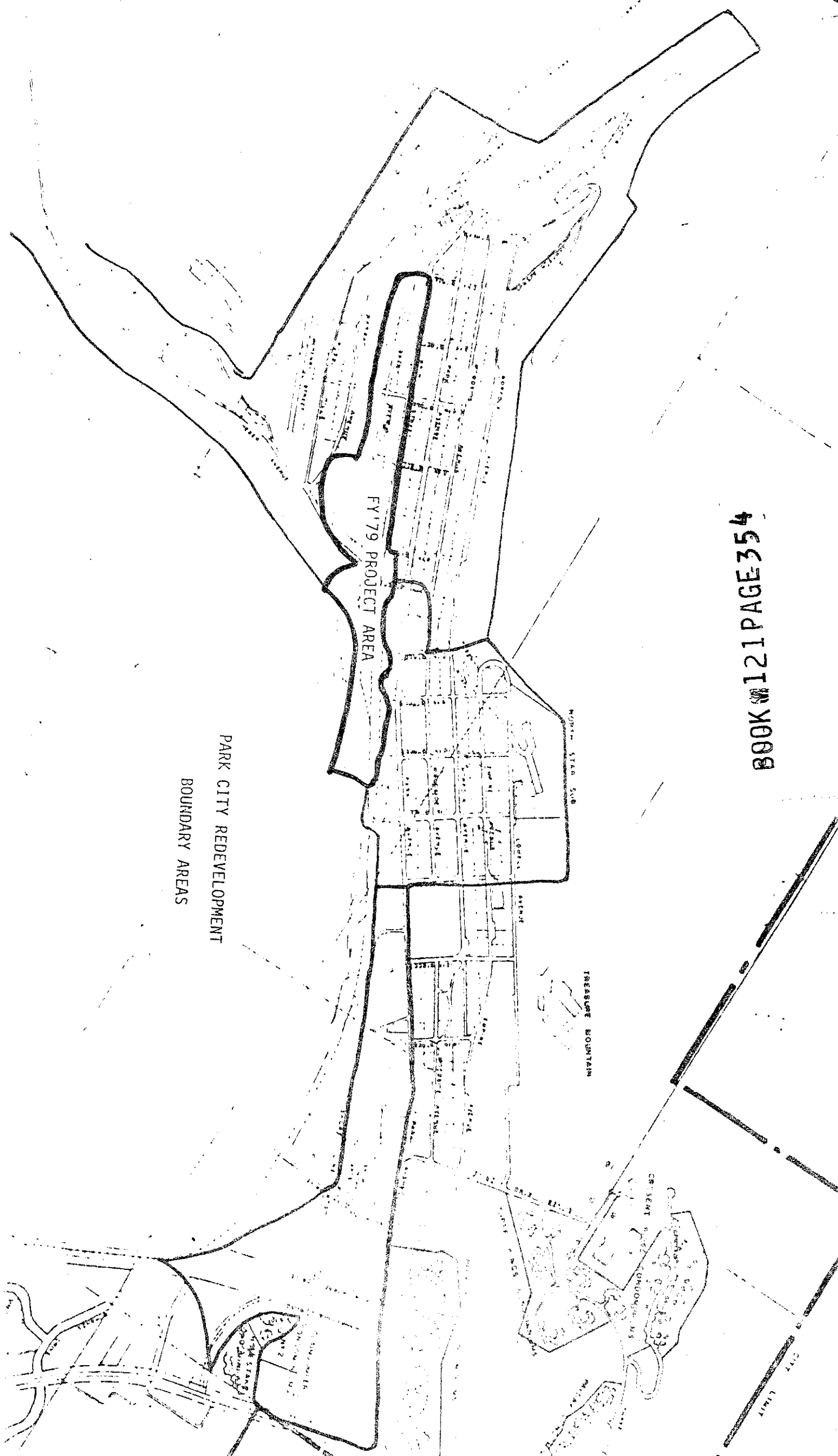
ATTEST:


CITY RECORDER

BOOK ~~121~~ 121 PAGE 352

EXHIBIT "A"

1. Improvement of sidewalks and street landscaping in the Historic Main Street Area.
2. Improvement of pedestrian access from Main Street to the Swede Alley parking facility.
3. Acquisition of additional property for future parking facilities.



FY '79 PROJECT AREA

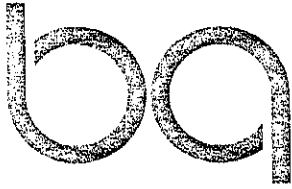
PARK CITY REDEVELOPMENT
BOUNDARY AREAS

NORTH STAR SUB

TREASURE MOUNTAIN

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CITY LIMITS



BUSH & GUGGELL
CONSULTING ENGINEERS & LAND SURVEYORS
555 SOUTH 3RD EAST • SALT LAKE CITY, UTAH 84111 • (801) 364-1212

P.O. BOX 1144
ROCK SPRINGS, WYOMING 82901
(307) 382-2876

205 EAST TABERNACLE
ST. GEORGE, UTAH 84770
(801) 673-2337

REDEVELOPMENT AGENCY PLAN DESCRIPTION

Commencing at a point at the intersection of Highway 224 and 248 and proceeding South along the East side of Park Avenue to the 12th Street intersection, thence Westerly along 12th Street center line and Southwesterly to the Western boundary of Snyders Addition to Park City, then South and East along that boundary to the Park City Townsite Western boundary then South along the Western boundary of the Park City Townsite and Millsite Addition to the South boundary line of Park City, then East along that boundary line to, (a point), 425 feet West and 300 feet North of the Northwest quarter corner of Section 22, thence South 1780.00 feet, thence East 350 feet, thence South 950 feet, thence South 58° 30' East 232.95 feet, thence South 48° 29' 42" East; 194.17 feet, thence South 3° 24' West 91.00 feet, thence South 65° 37' West 101.0 feet; thence South 870.00 feet; thence East 454.44 feet; thence North 45° 0' East, 3690 feet; thence North 2440.0 feet; then Easterly along the South City Limits Line thence Northeasterly and Northerly along East city limits boundary line to a point 300 feet East of the Northeast corner Section 15; (Thence West to the Southeast corner of Section 9) then West to the Southwest corner of the Southeast quarter of Section 9, then North to the UPRR Right-of-Way, then North and West along said Right-of-Way to the intersection of Highway 248 and Homestake Road, then South and West along Homestake Road to the Southwest corner of the Claimjumper Condominiums, then North along the West boundary of the Claimjumper and Homestake Condominiums to Highway 248, then West along Highway 248 to the point of beginning.

KG/rb

REDEVELOPMENT AGENCY PLAN DESCRIPTION

Commencing at a point at the intersection of Highways 224 and 248 and proceeding South along the East side of Park Avenue to the 12th Street intersection, thence Westerly along 12th street center line and south westerly to the western boundary of Snyders Addition to Park City, then South and East along that boundry to the Park City Townsite western boundry, then south along the western boundry of the Park City Townsite and Millsite Addition to the South boundry line of Park City, then East along that boundry line to, (a point), 425 feet West and 300 feet North of the North West 1/4 corner of Sect. 22, thence South 1780.00 feet., thence East 350 feet, thence South 950 feet, thence South 58°30' East 232.95 feet, thence South 48°29'42 East; 194.17 feet, thence South 3°24' West 91.00 feet, thence South 65°37' West 101.0 feet; thence South 870.00 feet; thence East 454.44 feet; thence North 45°0' East, 3690. feet; thence North 2440.0 feet; then Easterly along the South City Limits Line thence North Easterly and Northerly along East city limits boundry line to a point 425' South and 300' East of the Eastern, North and South 1/2 Sec. corner Sec. 15. Thence West to the South East Corner of the NE quarter of Sect. 16, then North to the South East corner of Sec. 9, then West to the South west corner of the Southeast quarter of Sect 9, then North to the UPRR Right-of-way, then North and West along said right-of-way to the intersection of Highway 248 and Homestake Road, then south and West along Homestake Road to the Southwest corner of the Claimjumper Condominiums, then North along the West boundry of the Claimjumper and Homestake Condominiums to Highway 248, then West along Highway 248 to the Point of beginning.

BOOK #121 PAGE 355

AN ORDINANCE

AN ORDINANCE OF PARK CITY, UTAH RELATING TO THE ESTABLISHMENT OF THE REDEVELOPMENT AGENCY OF PARK CITY, A UTAH MUNICIPAL CORPORATION, IN ACCORDANCE WITH SECTION 11-19-1 et seq., UTAH CODE ANNOTATED 1953, as amended, AND ADOPTING THE NEIGHBORHOOD DEVELOPMENT PROGRAM ENTITLED "MAIN STREET NEIGHBORHOOD DEVELOPMENT PROGRAM" DATED _____, 1977, AS THE OFFICIAL DEVELOPMENT PLAN FOR THE PROJECT AREA.

BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, UTAH, AS FOLLOWS:

Section 1. That the Mayor and City Council of Park City, Summit County, Utah are hereby designated as, shall be known as, and shall act as the "Redevelopment Agency of Park City", and shall be authorized to enter into contracts generally, and shall have the power to transact the business and exercise all the powers provided for by the "Utah Neighborhood Development Act", §11-19-1 et seq., Utah Code Annotated 1953, as amended.

Section 2. That the Neighborhood Development Program entitled "Main Street Neighborhood Development Program" dated _____, 1977, be adopted as the official redevelopment plan for the following named project area in accordance with §11-19-20, Utah Code Annotated 1953, as amended.

Section 3. The legal description of the boundaries of the project area covered by the Redevelopment Plan is as it is described in the attached Exhibit "A" which by reference is incorporated herein and made a part hereof.

Section 4. The purpose and intent of the Park City Council with respect to the project area is to accomplish the following purposes by adoption of the redevelopment plan:

a) Removal of structurally substandard buildings to permit the return of the project area land to economic use and new construction.

b) Removal of impediments to land disposition and development through assembly of land into reasonably sized and shaped parcels served by improved public utilities and new community facilities.

c) Rehabilitation of buildings to assure sound long term economic activity in the core area of the city.

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g) Provisions of improvements to public streets, curbs, and sidewalks, other public rights-of-way, street lights, and landscaped areas.

Section 5. The redevelopment plan entitled "Main Street Neighborhood Development Program", dated _____, 1977, is incorporated herein by reference and made a part of this ordinance.

Section 6. The "Main Street Neighborhood Development Program", dated _____, 1977, is hereby designated as the official redevelopment plan of the project area.

Section 7. The City Council of the City of Park City, hereby determines and finds as follows:

a) The project area comprising the major portion of the central business district of Park City as above described is a "blighted area" as defined in §11-19-2, Utah Code Annotated

1953, as amended, and that the redevelopment of said area is necessary to effectuate the public purposes set forth in the Utah Neighborhood Development Act and public purposes intended by the establishment of the Redevelopment Agency of Park City.

b) The redevelopment plan would redevelop the above described area in conformity with the Utah Neighborhood Development Act and is in the best interest of the public peace, health, safety, and welfare of the area and the community.

c) The adoption and carrying out of the plan is feasible and economically sound.

d) The redevelopment plan conforms to and is compatible with the master plan of Park City, Utah.

e) The carrying out of the redevelopment plan will promote the public peace, health, safety, and welfare of the community and will effectuate the purposes and policy of the Utah Neighborhood Development Act.

f) The condemnation of the real property as described in the redevelopment plan is necessary, whenever desirable, to the execution of the redevelopment plan and adequate provisions have been made for the payment of said property to be acquired as required by law.

Section 8. This ordinance adopting the redevelopment plan entitled "Main Street Neighborhood Development Plan", dated _____, 1977, incorporates the provisions of tax increment financing permitted by the Utah Neighborhood Development Act, and specifically §11-19-29, Utah Code Annotated 1953, as amended, which provides as follows:

1. Any redevelopment plan may contain a provision that taxes, if any, levied upon taxable property in a redevelopment project each year by or for the benefit of the State of Utah, any city, county, city and county, district, or other public corporation (hereinafter sometimes called "taxing agencies") after the effective date of the ordinance approving the redevelopment plan, shall be divided as follows:

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Section 10. In the opinion of the City Council it is necessary to the peace, health, safety and welfare of the inhabitants of Park City that this ordinance become effective immediately.

Section 11. This ordinance shall take effect upon its first publication.

Passed by the City Council of Park City, Utah, this 20th day of April, 1978.

John C. Green
MAYOR

ATTEST:

Linda W. Latham
CITY RECORDER

AN ORDINANCE

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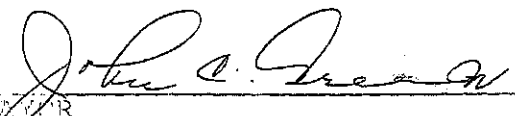
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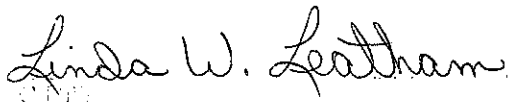
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Unless and until the total assessed valuation of the taxable
property in a redevelopment project exceeds the total assessed
value of the taxable property in such project as shown by the
last equalized assessment roll referred to in subsection (1)
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the taxable property in such redevelopment project shall be
paid into the funds of the respective taxing agencies. When
such loans, advances, and indebtedness if any, and interest
thereon, have been paid, all moneys thereafter received from
taxes upon the taxable property in such redevelopment project
shall be paid into the funds of the respective taxing agencies
as taxes on all other property are paid.

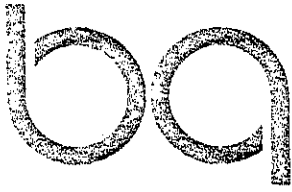
Section 11. In the opinion of the City Council it
is in the best interest, peace, health, safety and welfare of the
City of Park City that this ordinance become effective
on its passage.

Section 12. This ordinance shall take effect upon
its first publication.

Passed by the City Council of Park City, Utah, this
20th day of April, 1978.


MEMOR


CITY



B U S H & G U D G E L L
CONSULTING ENGINEERS & LAND SURVEYORS
555 SOUTH 3RD EAST • SALT LAKE CITY, UTAH 84111 • (801) 364-1212

P.O. BOX 1144
ROCK SPRINGS, WYOMING 82901
(307) 382-2876

205 EAST TABERNACLE
ST. GEORGE, UTAH 84770
(801) 673-2337

REDEVELOPMENT AGENCY PLAN DESCRIPTION

Commencing at a point at the intersection of Highway 224 and 248 and proceeding South along the East side of Park Avenue to the 12th Street intersection, thence Westerly along 12th Street center line and Southwesterly to the Western boundary of Snyders Addition to Park City, then South and East along that boundary to the Park City Townsite Western boundary then South along the Western boundary of the Park City Townsite and Millsite Addition to the South boundary line of Park City, then East along that boundary line to, (a point), 425 feet West and 300 feet North of the Northwest quarter corner of Section 22, thence South 1780.00 feet, thence East 350 feet, thence South 950 feet, thence South 58° 30' East 232.95 feet, thence South 48° 29' 42" East; 194.17 feet, thence South 3° 24' West 91.00 feet, thence South 65° 37' West 101.0 feet; thence South 870.00 feet; thence East 454.44 feet; thence North 45° 0' East, 3690 feet; thence North 2440.0 feet; then Easterly along the South City Limits Line thence Northeasterly and Northerly along East city limits boundary line to a point 300 feet East of the Northeast corner Section 15; (Thence West to the Southeast corner of Section 9) then West to the Southwest corner of the Southeast quarter of Section 9, then North to the UPRR Right-of-Way, then North and West along said Right-of-Way to the intersection of Highway 248 and Homestake Road, then South and West along Homestake Road to the Southwest corner of the Claimjumper Condominiums, then North along the West boundary of the Claimjumper and Homestake Condominiums to Highway 248, then West along Highway 248 to the point of beginning.

KG/rb

INDEXED: _____
 GRANTOR: AL
 GRANTEE: _____
 RELEASED: _____
 ABSTRACTED: A bet. 65 p.c.
 STAMPED: _____

AN ORDINANCE VACATING A PORTION
 OF A STREET LOCATED WITHIN THE
 CITY LIMITS OF PARK CITY UTAH

WHEREAS, the abutting owners owning real property abutting Provo Avenue, Park City, Summit County, Utah, have petitioned the Park City Council for an order vacating said street or portion thereof, as defined by the legal description annexed herein, marked Exhibit "A", and which by reference is incorporated herein and made a part hereof; and

WHEREAS, the City Council finds that there is good and sufficient cause for vacating said street, and that the vacation of the aforesaid street as defined by its description, as Exhibit "A", will not be detrimental to the general interest of the inhabitants of the City of Park City, Summit County, Utah; and

WHEREAS, all the property owners of record as it appears from the records of the Summit County Recorder's Office, abutting the part of the street petitioned to be vacated have consented in writing to said vacation.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, SUMMIT COUNTY, UTAH, as follows:

Section 1. It is hereby ordered, by the power vested into the said City Council pursuant to section 10-8-8.1 et seq., Utah Code Annotated, 1953, as amended, that the public street known as Provo Street and described more particularly in the attached Exhibit "A", be and the same is hereby vacated upon the effective date of this ordinance.

Section 2. This ordinance may be recorded in the records of the Summit County Recorder's Office, Utah.

Section 3. This ordinance shall become effective twenty (20) days after publication, or thirty (30) days after its passage and posting as required by law, whichever of said days is most remote from the final day of passage thereof.

BOOK # 113 PAGE 32

Entry No.	146069	Book	M 113
RECORDED	5-9-78	at	2:10 P M Page 32-5
REQUEST of	Park City		
FEE	WANDA Y SPRIGGS, SUMMIT CO. RECORDER		
\$	DH	By <u>Wanda Y Spriggs</u>	
INDEXED	ABSTRACT		

PASSED THIS 24th day of April, 1978

BY ORDER OF THE CITY COUNCIL

John C. Green, Jr.
JOHN C. GREEN, JR., MAYOR

ATTEST

Linda W. Leatham
LINDA W. LEATHAM
City Recorder



	AYE	NAY
Councilperson Shoff voting	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilperson Martinez voting	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilperson Dering voting	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilperson Wells voting	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilperson Bennett (absent)	<input type="checkbox"/>	<input type="checkbox"/>

BOOK # 113 PAGE 33

"EXHIBIT A"

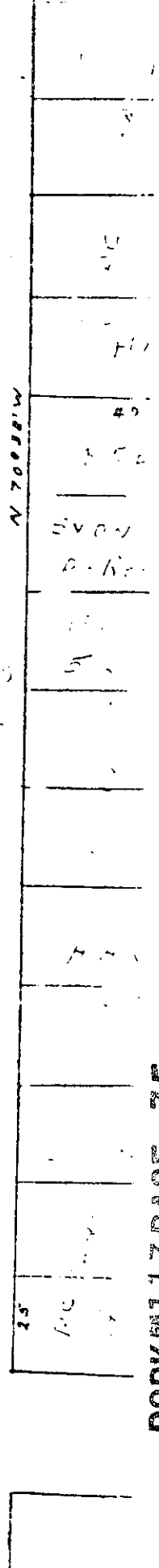
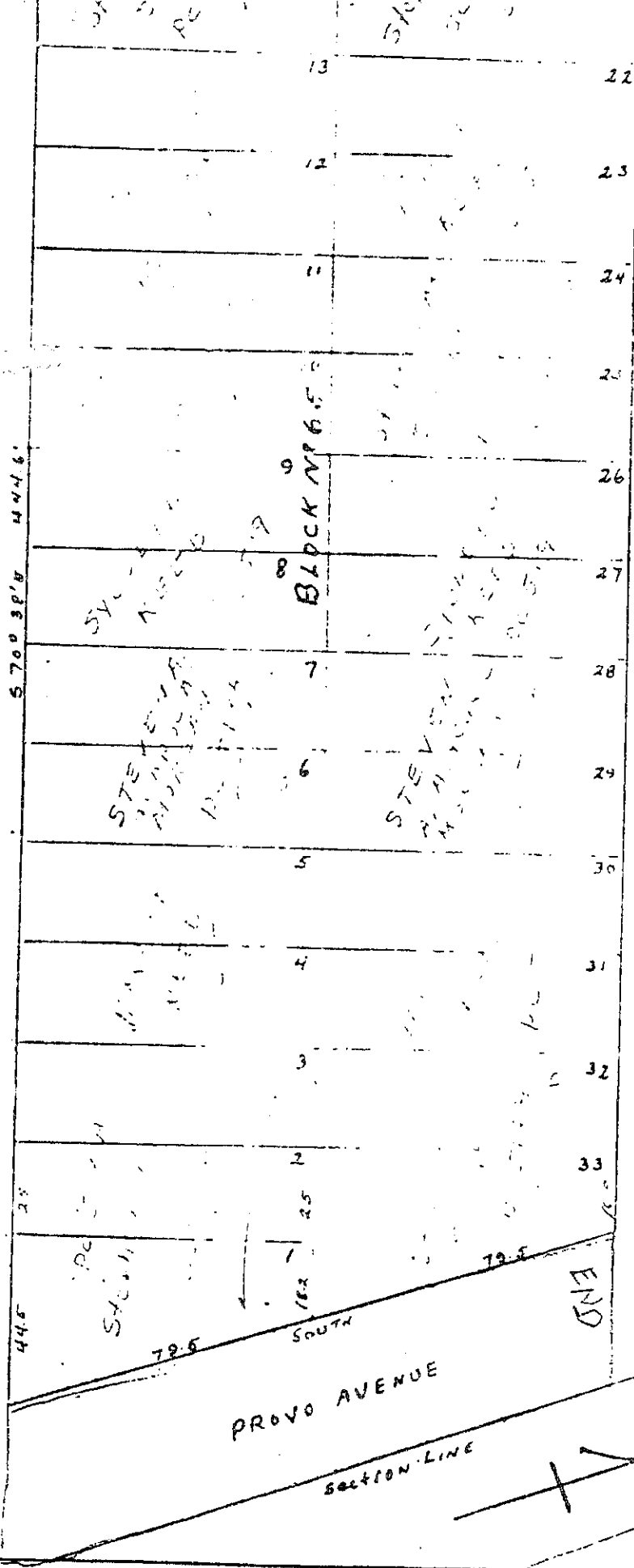
DESCRIPTION OF A PORTION OF
PROVO AVENUE PROPOSED TO BE VACATED.

Beginning at the Southeast corner of Lot 1, Block 65, Park City Survey and running thence North 159.00 feet to the Northeast corner of said Block 65; thence South 70° 38' East 42.40 feet to the East right-of-way line of Provo Avenue; thence South along said East right-of-way line 144.94 feet; thence West 40.00 feet to the point of beginning.

Contains 6079 square feet.

JGW/pb

BOOK 113 PAGE 34



BEFORE THE CITY COUNCIL OF PARK CITY

IN THE MATTER :
OF VACATION :
OF PROVO v PETITION
AVENUE

WE, the undersigned abutting property owners, abutting to Provo Avenue, situated in the City of Park City, Summit County, State of Utah, hereby Petition the City Council of the City of Park City that the said Provo Avenue be vacated.

Said vacation of the street is based upon the reason and for the grounds that the portion of Provo Avenue, which is sought to be vacated by this petition, is not usable as a roadway, or a public street by anyone, in that there are several obstructions and improvements located thereupon, and that for at least the last twenty-five years no one has been able to use this street for driving or other purposes as a public street. Vacation of said street will not be detrimental to the general interests of the inhabitants of the City of Park City, Utah.

A copy of the description of the portion of the street to be vacated is annexed herein, marked Exhibit "A", and by reference is incorporated herein, and made a part hereof.

The undersigned owners of the abutting property do hereby by affixing their signatures at the bottom of this petition consent to such vacation, and do hereby waive any and all notice requirements, and to the mailing of notice to the undersigned that the said street is proposed to be vacated. Attached herein to this petition is a copy of the plat showing the property street and the ownership of the abutting property owners. Petitioners herein waive the time of notice to be given for the holding of a hearing regarding the vacation of this street and do pray the City Council that a hearing may be set at the earliest possible time to adopt an ordinance vacating said street.

WHEREFORE, petitioners pray that the governing body set a time and place for a hearing to be held by the City Council of the City fo Park City, and at that time to consider this application and to determine that the best interests of the municipality require that the said street should be vacated and to adopt an ordinance vacating the same.

DATED this 24 day of April, 1978.

Stephen Schirf

Stephen Schirf

Warren J. King

Warren J. King

President of Royal Street Land Co.

Cecil Wheeler

Cecil Wheeler

ORDINANCE NO. 78-7

AN ORDINANCE AMENDING SECTION 2-2-6 OF THE MUNICIPAL CODE OF THE CITY OF PARK CITY, UTAH, TO PROVIDE FOR AN INCREASE IN THE COMPENSATION OF THE MAYOR.

Be it ordained by the City Council of Park City:

Section 1. Section Amending Section 2-2-6 of the Municipal Code of the City of Park City, Utah, is hereby amended to read:

Section 2-2-6. COMPENSATION. The monthly compensation of the elected and statutory officers shall be as follows:

Mayor	\$ 650.00
Council Member	\$ 125.00
Treasurer	\$1,095.84
Recorder	\$1,095.84
Justice of the Peace	\$ 742.50
Chief of Police	\$1,222.66
City Manager.	\$1,564.52

Section 2-2-7. PAYMENT. The treasurer shall pay each elected and statutory officer on the last regular business day of each month by delivery of a check drawn on the municipal checking account to the elected officer personally or by mailing the check to the elected officer at his home, postage prepaid.

Section 2-2-8. PER DIEM. Each member of the governing body shall receive mileage and per diem for all trips approved by the governing body according to the schedules adopted by the Utah Department of Finance.

Section 2-2-9. SALARY. The salary of the mayor shall be \$250.00 per month from and after January 1, 1982.

Section 2. EFFECTIVE DATE. This ordinance shall become effective on publication.

Passed and ordered published this 2nd day of November, 1978.

John C. [Signature]
MAYOR

ATTEST: Linda W. Leatham
RECORDER

Date of publication 11/6/78, 1978.
posting

Grantor, and provided that any excavation shall be carried out with reasonable dispatch and with minimum interference or inconvenience to the rights of the Grantor or the public. Upon completion of such excavation the Grantee shall restore any such place to its original condition of safety and utility. Any excavations in the Grantor's street shall be made in conformance with the Grantor's excavation ordinances whether now or hereafter enacted including, but not limited to guaranty the work, providing bonds or deposits, and paying to the Grantor the cost of repair if done by the Grantor.

SECTION FOUR: CONFORMANCE TO ELECTRICAL STANDARDS - The Grantee shall install and maintain its wires, cables, fixtures and other equipment in accordance with the requirements of the most current edition of the National Electrical Safety Code promulgated by the National Board of Fire Underwriters and in such a manner that it will not interfere with any uses by the Grantee or by a public utility serving the City.

SECTION FIVE: POLES AND UNDERGROUND LINES - It is mutually understood that the Grantee will use the poles of either Mountain States Telephone or Utah Power and Light, where separate rental agreements can be made for the use of the same, but where the use of such poles is not practical or mutually satisfactory, the Grantee shall have the right to erect and maintain its own poles or install underground cable along rights-of-way of the Grantor, or other public rights-of-way, as may be necessary for the proper construction, maintenance and use of the television distribution system to be constructed by the Grantee, provided, however, the Grantee shall obtain prior approval from

the Grantor as to the necessity for and the location of any such poles or underground cable to be so installed. Furthermore, in any area where service is now provided by underground lines, the Grantee's lines shall also be placed underground in accordance with this agreement along the public rights-of-way, or other right-of-way of the Grantor, if any, and otherwise along rights-of-way as shall be obtained and provided by the grantee for its own use.

SECTION SIX: INSURANCE FOR PROPERTY DAMAGE OR PERSONAL INJURY - The Grantee shall, at all times while this Franchise is in effect, carry public liability insurance naming the City as an added assured. The insurance for liability due to personal injury shall be not less than One Hundred Thousand Dollars (\$100,000.00) as to any one person and not less than Three Hundred Thousand Dollars (\$300,000.00) as to all claims arising from any one accident. The amounts for property damage shall be not less than Fifty Thousand Dollars (\$50,000.00) as to any one claim and not less than Two Hundred Thousand Dollars (\$200,000.00) aggregate in any single policy year. Copies of the policy of insurance above mentioned will be filed with the City Clerk of the City before work is commenced and copies of the renewals certificate shall be filed annually on the same date thereafter. Grantee agrees to hold Grantor harmless for any and all claims against Grantor arising out of or from the franchise granted in this Franchise.

SECTION SEVEN: COMMENCEMENT OF CONSTRUCTION - The Grantee will proceed to submit the system for approval by the Federal Communications Commission within thirty (30) days after approval by the Grantor of the system lay-out plans, and within ninety (90) days after receipt of

a Certificate of Compliance from the Federal Communications Commission shall commence construction of the system.

SECTION EIGHT: PROGRESS OF CONSTRUCTION - The Grantee shall offer service to at least twenty percent (20%) of the potential customers in the City no later than six (6) months after commencement of construction and the Grantee will render service to at least an additional twenty percent (20%) of the residents of the City each year thereafter until all areas included in the plan have been covered. However, the Grantee will not be held liable for the completion as hereinabove set forth when delayed by any action of the Grantor, or when it is prevented from doing so by circumstances beyond its control such as unavailability of materials, acts of nature or civil strife.

SECTION NINE: FRANCHISE FEE - The Grantee shall pay to the Grantor in consideration of the Franchise hereby granted, in compensation to the Grantor for the use of its public places,

of the gross receipts from sales of services for each preceeding quarter from the sale of services as set forth herein said payments to be made on a quarterly basis within 30 days following March 31, June 30, September 31, and December 31 of each year.

SECTION TEN: GROSS RECEIPTS DEFINED - The phrase "gross receipts from the sales of services" shall be interpreted to include only those revenues derived from the supplying of regular subscriber service, that is, "gross subscriber revenues", as defined by the Federal Communications Commission in paragraph 95 of the Clarification, 46 FCC 2d 175 (1974).

SECTION ELEVEN: EMERGENCY AND DISASTER USE - In case of any emergency or disaster, the Grantee shall, upon the request of the Grantor, make available its facilities to the City for emergency use during such emergency or disaster.

SECTION TWELVE: POLICE USES - The Grantor shall have the right, during the life of this Franchise, to install and maintain upon the poles which may be used by the Grantee, and also to use the cables of the Grantee, for a police alarm and police surveillance system, the same to be for a reasonable fee to be agreed upon.

SECTION THIRTEEN: THE COMPANY'S QUALIFICATIONS - The Grantee's legal, character, financial, technical and other qualifications, and the adequacy and feasibility of its construction arrangements were approved by the City Council as part of a full public proceeding affording due process, at the conclusion of which the subject franchise was awarded.

SECTION FOURTEEN: MODIFICATIONS OF FRANCHISE PURSUANT TO FCC RULES - Any modifications of Section 73.31 of the Commission's Rules and Regulations may be incorporated into the Franchise within one (1) year of their adoption or at the time of Franchise renewal, whichever occurs first.

SECTION FIFTEEN: SUCCESSORS - This agreement shall accrue to the benefit of the parties hereto and to their successors or assigns.

SECTION SIXTEEN: EFFECTIVE DATE - This Ordinance shall become effective within twenty (20) days after its publication, or thirty (30) days after its passage and acceptance by the City Council, whichever date is later.

SECTION SEVENTEEN: GRANTEE SUBJECT TO CITY ORDINANCES. - The Grantee shall be subject to all ordinances of a general nature whether now or hereinafter enacted.

PASSED BY THE CITY COUNCIL OF PARK CITY, UTAH On this 7th day of September, 1978.

MAYOR

John C. Green

ATTEST:

Roberta J. Anselmi
City Recorder

ORDINANCE 78- 5

AMENDING THE DEER VALLEY ANNEXATION ORDINANCE

WHEREAS, on the 9th day of Aug, 1977 a petition in writing requesting the annexation of certain land lying adjacent and being contiguous to the existing boundaries of the City of Park City was duly filed with the clerk of said City; and

WHEREAS, subsequently in conformance with the laws of the State of Utah and the Ordinances of the City of Park City the land was annexed to the City on the 18th day of Aug 1977; and

WHEREAS, it has been now discovered that the description of the annexed property filed at the office of the County Recorder contained one or more errors not materially affecting the action taken by the City Council in annexing the land.

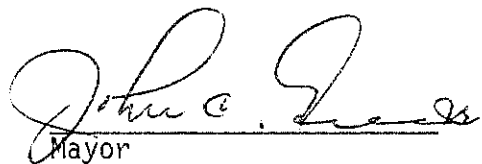
NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Park City that the boundary description attached hereto as exhibit "A" be substituted in place of the original property description filed with the County Recorder and that the accompanying map of the boundary of the City of Park City be amended in conformance with the amended description.

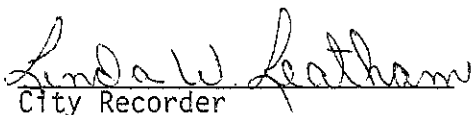
PASSED this 11th day of May 1978.

Members present 4

Members in favor 4

Members against 0


Mayor


City Recorder

