

SALT LAKE CITY ORDINANCE
No. _____ of 2024

(Temporarily closing a portion of 1000 West Street between South Temple Street and
approximately 15 South 1000 West)

An ordinance temporarily closing a portion of 1000 West Street between South Temple Street and approximately 15 South 1000 West, pursuant to Utah Code Section 72-5-105.

WHEREAS, a portion of 1000 West Street between South Temple Street and approximately 15 South 1000 West intersects four at-grade rail crossings controlled by Patriot Rail and Union Pacific rail lines, one of which is ungated (the “Subject Crossing”); and

WHEREAS, the Subject Crossing is included in the Woods Cross Quiet Zone, established by the Federal Railroad Administration; and

WHEREAS, on or about September 30, 2024 the Federal Railroad Administration conducted an inspection of the Subject Crossing and other crossings within the Woods Cross Quiet Zone and determined that existing safety systems and measures implemented within the Woods Cross Quiet Zone are inadequate, that there is a substantial increase in risk to the public due to the absence of a warning signal in the form of the locomotive horn, and that sounding the horns should be implemented immediately whenever a locomotive approaches the Subject Crossing; and

WHEREAS, based on these determinations, the Federal Railroad Administration has therefore suspended the Woods Cross Quiet Zone; and

WHEREAS, Utah Code Subsection 72-5-105(3) allows a municipality to temporarily close a class C road to mitigate unsafe conditions after following the procedures specified under Utah Code Subsection 72-5-105(5), which requires the city to hold a public hearing on the

temporary closure and provide notice of the proposed closure to the Utah Department of Transportation; and

WHEREAS, the city has complied with the procedures set forth in Utah Code Subsection 72-5-105(5); and

WHEREAS, the abutting property owners are supportive of this temporary closure and the efforts to mitigate the unsafe condition; and

WHEREAS, the Salt Lake City Council finds after holding a public hearing on this matter, that there is good cause for the temporary closure of the portion of 1000 West Street described herein to mitigate the unsafe conditions caused by the deficient safety systems at the Subject Crossing.

NOW, THEREFORE, be it ordained by the City Council of Salt Lake City, Utah:

SECTION 1. Temporarily Closing a City-Owned Right-of-Way. That a portion of 1000 West Street, and which is more particularly shown on Exhibit “A” attached hereto, is hereby temporarily closed as a public right-of-way pursuant to Utah Code Section 72-5-105 for the period described in Section 2 below and is declared not presently necessary or available for use as a public right-of-way during that period.

SECTION 2. Temporary Closure Period. Reopening. In anticipation of the planned improvements to the Subject Crossing and measures to restore the Woods Cross Quiet Zone, the portion of 1000 West Street described herein shall be closed as a public right-of-way from the effective date of this ordinance until two years thereafter or thirty (30) days after mitigation of the unsafe conditions is completed, whichever occurs first. Upon the conclusion of the temporary

closure period, the mayor shall direct that the portion of 1000 West Street described in Exhibit “A” hereto shall be reopened and all obstructions to vehicular traffic removed.

SECTION 3. Effective Date. This Ordinance shall become effective on the date of its publication.

Passed by the City Council of Salt Lake City, Utah this _____ day of _____, 2024.

Victoria Petro, Council Chair

ATTEST:

Cindy Lou Trishman, Acting City Recorder

Transmitted to Mayor on _____.

Mayor's Action: _____ Approved. _____ Vetoed.

Erin Mendenhall, Mayor

Cindy Lou Trishman, Acting City Recorder

(SEAL)

Bill No. _____ of 2024
Published: _____.

APPROVED AS TO FORM
Salt Lake City Attorney's Office

Date: /s/ Carly Castle

By: _____
Carly Castle, *Senior City Attorney*

Ordinance temporarily closing a portion of 1000 W_v1

EXHIBIT “A”

