CITY OF LOGAN
ORDINANCE NO. 05-28 Revised

AN ORDINANCE VACATING RIGHT-OF-WAY COMMONLY KNOWN AS
LEGRAND AVENUE

WHEREAS, the City is desirous of realigning 1200 South with 100 West on U.S.
Highway 91; and

WHEREAS, the property owner of the property needed to effectuate said
realignment is willing to dedicate said property to the City in exchange for the vacation
of LeGrand Avenue; and

WHEREAS, the same property owner owns or controls the property contiguous to
both sides of LeGrand Avenue; and

WHEREAS, the potential for positive development of this area is enhanced by the
said realignment and right-of-way vacation; and

WHEREAS, The Logan Municipal Council finds there is good cause for vacating
LeGrand Avenue and the Council finds such action shall not materially injure the public
or any person.

THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE
CITY OF LOGAN, STATE OF UTAH, AS FOLLOWS:

SECTION 1: Pursuant to Section 10-9a-208, Utah Code Annotated, 1953 the
property described below is hereby abandoned and vacated, reserving in the City of
Logan the below described public utility easement:

ALL THAT PORTION OF BLOCK 4, PLAT B, PROVIDENCE FARM SURVEY,
BEING PART OF THE SOUTHEAST QUARTER, OF THE NORTHEAST QUARTER
OF SECTION 9, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND
MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF 1200 SOUTH STREET AND THE WEST
LINE OF LeGRANDE STREET, SAID POINT BEING N88°52'51"W 1211.96 FEET
FROM THE SOUTHEAST CORNER OF SAID BLOCK 4, SAID SOUTHEAST
CORNER BEING N89°03'36"W GRID (UTAH COORDINATE SYSTEM NAD
83(1994) NORTH ZONE) A DISTANCE OF 94.44 FEET, AND S01°41'58"W 34.81
FEET FROM THE LOGAN CITY GPS POINT DESIGNATED 441; THENCE
N44°00'40"E ALONG THE WEST LINE OF LeGRANDE STREET A DISTANCE OF
1329.58 FEET; THENCE LEAVING SAID LINE N78°47'00"E 140.27 FEET, TO THE
EAST LINE OF LeGRANDE STREET; THENCE S44°00'40"W ALONG SAID LINE
1370.49 FEET, TO THE NORTH LINE OF 1200 SOUTH STREET; THENCE
N88°52'51"W ALONG SAID LINE 109.19 FEET, TO THE POINT OF BEGINNING:

CONTAINS 2.48 ACRES, MORE OR LESS.

RESERVING AN 80 FOOT WIDE PUBLIC UTILITIES EASEMENT FOR EXISTING
UTILITIES IN THE PLACE WHERE THE ABOVE DESCRIBED ROAD LIES.
SECTION 2: Effective Date. This ordinance shall become effective upon the City of Logan receiving the property to be used in the realignment of 1200 South, described in the attached Exhibit A, by warranty deed or recorded plat map and the subsequent ordinance publication.

PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH THIS __th__ DAY OF __June__, 2005 by the following vote:

Ayes: __Rudham, Mayor, Swenson, Thompson__

Nays: __Peter__

Absent: __None__

Laraine Swenson, Chair

ATTEST:

Lois Price, City Recorder

PRESENTATION TO MAYOR

The foregoing ordinance was presented by the Logan Municipal Council to the Mayor for approval or disapproval on the __7th__ day of __June__, 2005.

Laraine Swenson, Chair

MAYOR’S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this __8th__ day of __June__, 2005.

Douglas E. Thompson, Mayor
EXHIBIT A

ALL THAT PORTION OF BLOCK 4, PLAT B, PROVIDENCE FARM SURVEY, BEING PART OF THE SOUTHEAST QUARTER, OF THE NORTHEAST QUARTER OF SECTION 9, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH LINE OF 1200 SOUTH STREET, N88°52'51"W 275.34 FEET FROM THE SOUTHEAST CORNER OF SAID BLOCK 4, SAID SOUTHEAST CORNER BEING N89°03'36"W GRID (UTAH COORDINATE SYSTEM NAD 83 (1994) NORTH ZONE) 94.44 FEET, AND S01°41'58"W 34.81 FEET FROM THE LOGAN CITY GPS POINT DESIGNATED 441; THENCE N00°00'00"E 4.00 FEET TO A LINE PARALLEL WITH THE NORTH LINE OF 1200 SOUTH STREET; THENCE N88°52'51"W ALONG SAID PARALLEL LINE 561.03 FEET, TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE NORTHEAST WITH A RADIUS OF 250.50 FEET; THENCE NORTHWESTERLY 388.18 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 88°47'16", TO A POINT OF TANGENCY; THENCE N00°05'35"W 215.71 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE WEST WITH A RADIUS OF 349.50 FEET; THENCE NORTHERLY 259.54 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 42°32'53" TO AN ANGLE POINT; THENCE N00°43'32"E 30.54 FEET, TO THE EAST LINE OF THE STATE HIGHWAY 89-91; THENCE S45°28'23"W ALONG SAID LINE 142.00 FEET; THENCE S89°10'29"E 30.22 FEET TO THE BEGINNING OF A NON TANGENT CURVE CONCAVE TO THE WEST WITH A RADIUS OF 250.50 FEET AND A RADIAL BEARING OF N48°06'16"E; THENCE SOUTHERLY 182.76 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 41°48'09" TO A POINT OF TANGENCY; THENCE S00°05'35"E 215.71 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE NORTHEAST WITH A RADIUS OF 349.50 FEET; THENCE SOUTHERLY 193.02 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 31°38'34" TO AN ANGLE POINT; THENCE S08°50'01"W 20.90 FEET; THENCE S50°33'03"W 13.82 FEET, TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE SOUTHEAST WITH A RADIUS OF 368.00 FEET; THENCE SOUTHWESTERLY 50.27 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 7°49'34" TO THE NORTH LINE OF SAID 1200 SOUTH STREET; THENCE S88°52'51"E 903.84 FEET TO THE POINT OF BEGINNING.

CONTAINS 1.87 ACRES, MORE OR LESS.
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Field Road
copies: 14
STATE OF UTAH
COUNTY OF CACHE, etc.:

On this 31st day of May, 2005, personally appeared before me, Rachelle S. Thomas, who being first duly sworn, deposes and says that she is the chief clerk of the Cache Valley Publishing Co., publishers of The Herald Journal, a daily newspaper published in Logan, City, Cache County Utah, and that the advertisement
a copy of which is hereto attached, was published in said newspaper for Four (4) issues
commencing May 9, 2005 and ending May 30, 2005
Signed: Rachelle S. Thomas

Subscribed and sworn to before me, the day and year above written.
Signed: Cynthia K. Miller


Notary Public

LEGAL NOTICES

NOTICE OF PUBLIC HEARING VACATION OF STREET RIGHT-OF-WAY

The Logan Municipal Council will hold a public hearing on Tuesday, June 7, 2005 not before 6:15 p.m. in the Municipal Council Chambers, 255 North Main, Logan, UT to consider the adoption of an ordinance vacating a portion of LeGrand Avenue north of 1200 South Street between US Hwy 16 and US Hwy 89/91. Property proposed to be abandoned or vacated by the City is described as follows:

ALL THAT PORTION OF BLOCK 4, PLAT B, PROVIDENCE FARM SURVEY, BEING PART OF THE SOUTHEAST QUARTER, OF THE NORTHEAST QUARTER OF SECTION 9, TOWNSHIP 11 North, RANGE 1 East, Salt Lake Base and Meridian, More Particularly Described As follows:

BEGINNING AT THE INTERSECTION OF

LEGAL NOTICES

UTILITIES EASEMENT FOR EXISTING UTILITIES IN THE PLACE WHERE THE ABOVE DESCRIBED ROAD LIES.

Documents pertaining to said right-of-way abandonment are available for inspection at the City Recorder's Office, 255 North Main, Logan, during regular office hours.

Lois Price, City Recorder
Publication Dates: May 9, 16, 23, and 30, 2005
On this 23rd day of June, 2005, personally appeared before me Rachelle S. Thomas, who being first duly sworn, deposes and says that she is the chief clerk of the Cache Valley Publishing Co., publishers of The Herald Journal, a daily newspaper published in Logan, City, Cache County Utah, and that the advertisement...

LEGAL NOTICE

LOGAN MUNICIPAL COUNCIL

SUMMARIES OF ORDINANCES amending Logan Municipal Code, 1989, passed by the Logan Municipal Council, are as follows:

ORD. 05-51. An ordinance was adopted June 7, 2005 and approved June 8, 2005 amending the Zoning Map of Logan City to rezone from Agriculture (AG):

1. To Single Family Residential-Planned Development (SFR-PD): 29.1 ac. of TIN#05-009-0010 and 05-005-0005;
2. To Public (PUB): 32.6 ac. of #TIN05-009-0010 and 05-005-0005;
3. To Recreation (REC): 47.6 ac. #TIN05-009-0010 and 05-005-0005; Also identified as "Deer Pen Property Rezone," from approx. 1300 North to the North Logan City Limits east of the SFR-PD zoning district to the eastern Logan City Limits.

ORD. 05-28. Pursuant to Section 10-9a-208, UCA, an ordinance was adopted June 7, 2005 and approved June 8, 2005 vacating a city right-of-way of 2.48 ac., more or less, commonly known as LeGrande Avenue and located north of 1200 South between U.S. Highway 165 and U.S. Highway 89-91. An 80 foot wide public utilities easement for existing utilities is reserved. The ordinance is effective upon the City of Logan receiving the property to be used in the realignment of 1200 South with 100 West on U.S. Highway 91.

ORD. 05-43. Pursuant to Section 10-9a-208, UCA, an ordinance was adopted June 7, 2005 and approved June 8, 2005 vacating a city right-of-way of 0.81 ac., more or less, commonly known as "Field Road" and located on the northeast side of the intersection of 120 South and Highway 89-91.

Ord. 05-14. An ordinance was adopted June 7, 2005 and approved June 8, 2005, adding Title Thirteen, Chapter 13.14, Storm Water Utility. The ordinance establishes a Storm Water Utility as part of the city's overall sewer system. The purpose of the ordinance is to protect the health, safety and welfare of the city and its citizens by improving the city's storm sewer system, managing and controlling storm water runoff, protecting property, preventing polluted waters from entering the city's water supply and other receiving waters, and establishing a viable and fair method of financing the construction, operation and maintenance of the storm sewer system.

Among other things, the ordinance provides that: Each developed parcel of real property in the city shall be charged a storm water utility fee based on the number of Equivalent Residential Units (ERU's) contained in the parcel. (One ERU equals 3,000 sq. ft. of impervious surface area.) The ordinance provides that the amount charged for each ERU shall be established by resolution of the Municipal Council.

These ordinances are effective upon publication. Full texts may be reviewed at the Office of the Logan City Recorder, City Hall, 200 North Main, during regular business hours.

Lois Price, Recorder

Publication date: June 23, 2005