CITY OF LOGAN
ORDINANCE NO. 14-19

AN ORDINANCE VACATING PORTIONS OF RIGHT-OF-WAY COMMONLY KNOWN AS 1200 SOUTH

WHEREAS, the City is desirous to realign the intersection of 1200 South and Highway 89-91 to provide a square intersection rather than a skewed intersection; 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 a portion of 1200 South; and

WHEREAS, the realignment of 1200 South has been discussed with the Utah Department of Transportation and they are in favor of the realignment; and

WHEREAS, the Logan Municipal Council finds there is good cause for vacating a portion of 1200 South 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 unto the City of Logan the easements described below:

PARCEL A

A PARCEL OF LAND SITUATED IN 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 BEING NORTH 05°09'38" EAST 871.25 FEET FROM THE LOGAN CITY GIS/GPS MONUMENT NUMBER 307; SAID POINT OF BEGINNING ALSO BEING ON THE CURRENT NORTH RIGHT OF WAY LINE OF 1200 SOUTH (BASIS OF BEARING BEING SOUTH 41°34'35" WEST BETWEEN LOGAN CITY GIS/GPS MONUMENTS 377 AND 307). RUNNING THENCE, SOUTH 88°52'51" EAST 326.84 FEET ALONG SAID CURRENT NORTH RIGHT OF WAY LINE, TO THE INTERSECTION OF THE COMMON BOUNDARY LINE BETWEEN PARCELS 02-087-0002 AND 02-218-0004 AND SAID CURRENT NORTH RIGHT OF WAY LINE OF 1200 SOUTH; THENCE, SOUTH 01°03'58" WEST 29.00 FEET ALONG THE EXTENTION OF SAID COMMON BOUNDARY LINE; THENCE, NORTH 88°52'51" WEST 221.01 FEET TO A TANGENT CURVE CONCAVE TO THE NORTH; THENCE, WESTERLY 111.08 FEET ALONG SAID CURVE HAVING A RADIUS OF 207.72 FEET, THROUGH A CENTRAL ANGLE OF 30°38'23" (THE CHORD OF SAID CURVE BEING NORTH 73°33'39" WEST 109.76 FEET), TO THE POINT OF BEGINNING. CONTAINING 8,485.82 SQUARE FEET OR 0.194 ACRES.

RESERVING A PUBLIC UTILITIES EASEMENT FOR EXISTING UTILITIES ACROSS THE WHOLE OF THE ABOVE DESCRIBED PROPERTY.
PARCEL B

A PARCEL OF LAND SITUATED IN 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 BEING NORTH 25°55'29" EAST 925.47 FEET FROM THE LOGAN CITY GIS/GPS MONUMENT NUMBER 307; SAID POINT OF BEGINNING ALSO BEING ON THE EXTENTION OF THE COMMON BOUNDARY LINE BETWEEN PARCELS 02-087-0002 AND 02-218-0004 (BASIS OF BEARING BEING SOUTH 41°34'35" WEST BETWEEN LOGAN CITY GIS/GPS MONUMENTS 377 AND 307). RUNNING THENCE, NORTH 01°03'58" EAST 29.00 FEET ALONG SAID COMMON BOUNDARY LINE AND ITS EXTENTION, TO THE CURRENT NORTH RIGHT OF WAY LINE OF 1200 SOUTH; THENCE, SOUTH 88°52'51" EAST 227.61 FEET ALONG SAID CURRENT NORTH RIGHT OF WAY ALONG SAID CURRENT NORTH RIGHT OF WAY THE EAST (RADIUS POINT OF SAID CURVE BEARS SOUTH 47°16'31" EAST); THENCE, SOUTHWESTERLY 37.18 FEET ALONG SAID CURVE HAVING A RADIUS OF 368.00 FEET, THROUGH A CENTRAL ANGLE OF 05°47'20" (THE CHORD OF SAID CURVE BEING SOUTH 39°49'49" WEST 37.17 FEET); THENCE, NORTH 88°52'51" WEST 204.34 FEET TO THE POINT OF BEGINNING. CONTAINING 6,251.58 SQUARE FEET OR 0.144 ACRES.

RESERVING A PUBLIC UTILITIES EASEMENT FOR EXISTING UTILITIES ACROSS THE WHOLE OF THE ABOVE DESCRIBED PROPERTY.

PARCEL C

A PARCEL OF LAND SITUATED IN 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 BEING NORTH 49°08'26" EAST 1,157.33 FEET FROM THE LOGAN CITY GIS/GPS MONUMENT NUMBER 307; SAID POINT OF BEGINNING ALSO BEING AT THE INTERSECTION OF THE CURRENT SOUTH RIGHT OF WAY LINE OF 1200 SOUTH AND THE COMMON PROPERTY LINE BETWEEN PARCELS 02-087-0011 AND 02-088-0006 (BASIS OF BEARING BEING SOUTH 41°34'35" WEST BETWEEN LOGAN CITY GIS/GPS MONUMENTS 377 AND 307). RUNNING THENCE, NORTH 88°52'51" WEST 231.82 FEET ALONG SAID CURRENT NORTH RIGHT OF WAY LINE, TO A NON-TANGENT CURVE CONCAVE TO THE SOUTHEAST (RADIUS POINT OF SAID CURVE BEARS SOUTH 59°14'28" EAST); THENCE, NORTHEASTERLY 104.32 FEET ALONG SAID CURVE HAVING A RADIUS OF 302.00 FEET, THROUGH A CENTRAL ANGLE OF 19°47'32" (THE CHORD OF SAID CURVE BEING NORTH 40°39'17" EAST 103.80 FEET); THENCE, NORTH 50°33'03" EAST 13.82 FEET THENCE, SOUTH 87°43'55" EAST 20.90 FEET TO A NON-TANGENT CURVE CONCAVE TO THE NORTHEAST (RADIUS POINT OF SAID CURVE BEARS NORTH 42°50'17" EAST); THENCE, SOUTHEASTERLY 155.16 FEET ALONG SAID CURVE HAVING A RADIUS OF 349.50 FEET, THROUGH A CENTRAL ANGLE OF 25°26'13" (THE CHORD OF SAID CURVE BEING SOUTH 59°52'49" EAST 153.89 FEET), TO THE EXTENTION OF THE COMMON PROPERTY LINE BETWEEN PARCEL 02-087-0011 AND 02-088-0006; THENCE, SOUTH 02°06'23" WEST 14.02 FEET ALONG SAID COMMON PROPERTY LINE AND ITS EXTENTION, TO THE POINT OF BEGINNING. CONTAINING 11,723.98 SQUARE FEET OR 0.269 ACRES.
RESERVING A PUBLIC UTILITIES EASEMENT FOR EXISTING UTILITIES ACROSS THE WHOLE OF THE ABOVE DESCRIBED PROPERTY.

PARCEL D

A PARCEL OF LAND SITUATED IN 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 BEING NORTH 49°08'26" EAST 1,157.33 FEET FROM THE LOGAN CITY GIS/GPS MONUMENT NUMBER 307; SAID POINT OF BEGINNING ALSO BEING AT THE INTERSECTION OF THE CURRENT SOUTH RIGHT OF WAY LINE OF 1200 SOUTH AND THE COMMON PROPERTY LINE BETWEEN PARCELS 02-087-0011 AND 02-088-0006 (BASIS OF BEARING BEING SOUTH 41°34'35" WEST BETWEEN LOGAN CITY GIS/GPS MONUMENTS 377 AND 307). RUNNING THENCE, SOUTH 88°52'15" EAST 97.54 FEET ALONG SAID CURRENT NORTH RIGHT OF WAY LINE, TO A NON-TANGENT CURVE CONCAVE TO THE NORTH (RADIUS POINT OF SAID CURVE BEARS NORTH 01°13'56" EAST); THENCE, WESTERLY 98.63 FEET ALONG SAID CURVE HAVING A RADIUS OF 349.50 FEET, THROUGH A CENTRAL ANGLE OF 16°10'09" (THE CHORD OF SAID CURVE BEING NORTH 80°41'00" WEST 98.30 FEET), TO THE EXTENTION OF THE COMMON PROPERTY LINE BETWEEN PARCEL 02-087-0011 AND 02-088-0006; THENCE, SOUTH 02°06'23" WEST 14.02 FEET ALONG SAID COMMON PROPERTY LINE AND ITS EXTENTION, TO THE POINT OF BEGINNING. CONTAINING 455.73 SQUARE FEET OR 0.010 ACRES.

RESERVING A PUBLIC UTILITIES EASEMENT FOR EXISTING UTILITIES ACROSS THE WHOLE OF THE ABOVE DESCRIBED PROPERTY.

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 by quit-claim deed or recorded plat map and the subsequent ordinance publication.

PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH THIS 3 DAY OF JUNE, 2014 by the following vote:

Ayes: Darrell, Simmonds, Ward, Otten

Nays: 

Absent: Moore

Abstained: Needham

Karl B. Ward, Chairman

ATTEST:

Teresa Harris, City Recorder
PRESENTATION TO MAYOR

The foregoing ordinance was presented by the Logan Municipal Council to the Mayor for approval or disapproval on the \textit{\textbf{30th}} day of \textit{\textbf{June}}, 2014.

\underline{Karl B. Ward, Chair}

MAYOR’S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this \textit{\textbf{3}} day of \textit{\textbf{June}}, 2014.

\underline{Craig Peterson, Mayor}
NOTICE OF PUBLIC HEARING VACATION OF STREET RIGHT-OF-WAY

The City of Logan has received a petition to vacate a portion of a public right-of-way located on 1200 South between Highway 165. The Logan Municipal Council will hold a public hearing on June 3, 2014 not before 5:30 p.m. in the Council Chambers, 290 North 100 West, Logan UT to consider the adoption of an ordinance vacating said property available for signing in the City Engineering Office until 5:00 p.m. on the date indicated above.

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

Teresa Harris, City Recorder
Publication Date: May 23, 2014
PROOF OF PUBLICATION

STATE OF UTAH
COUNTY OF CACHE, ss

On this 23rd day of May, A.D. 2014 personally appeared
before me Monica Christensen who being first being duly sworn, deposes and says that
she is the Assistant to the Finance Director of the Cache Valley Publishing Co., publishers of The Herald Journal
a daily newspaper published in Logan City, Cache County Utah, and that the
Legal Notice, a copy of which is hereto attached was published in said
newspaper for 1 issue(s) and that said notice also published on utahlegals.com
on the same days(s) as publication in said newspaper.

Commencing on the following days:
05/23/2014

, Assistant to the Finance Director

Subscribed and sworn to before me on this 23rd day of May, A.D. 2014

, Notary Public

Commissioned in the State of Utah

My Commission expires August 1, 2015

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

The City of Logan has received a petition to vacate a portion of
a public right-of-way located on 1200 South between Highway 89/91 and Highway 185. The Logan Municipal Council will hold
a public hearing on June 3, 2014 not before 5:30 p.m. in the
Logan Municipal Council Chambers, 290 North 100 West,
Logan UT to consider the adoption of an ordinance vacating
said property. The petition will be available for review in the
City Engineering Office until 5:00 p.m. on the date indicated
above.

Documents pertaining to said right-of-way abandonment are
available for inspection at the City Recorder's Office, 290
North 100 West, during regular office hours.

Teresa Harris, City Recorder
Publication Date: May 23, 2014
STATE OF UTAH
COUNTY OF CACHE, ss

On this 9th day of June, A.D. 2014 personally appeared before me Monica Christensen who being first being duly sworn, deposes and says that she is the Assistant to the Finance Director of the Cache Valley Publishing Co., publishers of The Herald Journal a daily newspaper published in Logan City, Cache County Utah, and that the Legal Notice, a copy of which is hereto attached was published in said newspaper for 1 issue(s) and that said notice also published on utahlegals.com on the same days(s) as publication in said newspaper

Commencing on the following days:
06/08/2014

, Assistant to the Finance Director

Subscribed and sworn to before me on this 9th day of June, A.D. 2014

NOTARY PUBLIC
CHRISTOPHER R JENSEN
COMMISSION EXPIRES AUGUST 1, 2015
STATE OF UTAH
Commissioned in the State of Utah
My Commission expires August 1, 2015

LEGAL NOTICE
LOGAN MUNICIPAL COUNCIL

SUMMARY OF AN ORDINANCE - The following ordinance was adopted and approved by the Logan Municipal Council, Logan, Utah on June 3, 2014.


This ordinance is effective immediately upon publication. Full text of the ordinance may be reviewed at the Office of the Logan City Recorder, City Hall, 290 North 100 West, Logan, Utah during regular business hours.

Teresa Harris, City Recorder
Publication Date: June 8, 2014.