CITY OF LOGAN
ORDINANCE NO. 14-82

AN ORDINANCE VACATING PORTIONS OF RIGHT-OF-WAY BETWEEN 400 SOUTH AND 500 WEST

WHEREAS, the City is desirous to vacate the right-of-way between 400 South and 500 West to provide an open grass area for the fairgrounds; and

WHEREAS, the existing right-of-way has not been used as a right-of-way for many years; and

WHEREAS, the Logan Municipal Council finds there is good cause for vacating a portion of said right-of-way between 400 South and 500 West 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, BEING A PUBLIC RIGHT OF WAY BETWEEN 400 SOUTH AND 500 WEST AT THE NORTHWEST CORNER OF THE COUNTY FAIRGROUNDS, SITUATED IN THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN. MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT BEING EAST 3.95 FEET, SOUTH 55.36 FEET, AND NORTH 88°34'22" WEST 983.86 FEET FROM THE LOGAN CITY GIS/GPS MONUMENT NUMBER 359; SAID POINT OF BEGINNING ALSO BEING ON THE SOUTH RIGHT OF WAY LINE OF 400 SOUTH (BASIS OF BEARING BEING SOUTH 83°32'30" EAST BETWEEN LOGAN CITY GIS/GPS MONUMENTS 355 AND 359). RUNNING THENCE, NORTH 88°34'22" WEST 114.05 FEET ALONG SAID SOUTH RIGHT OF WAY LINE, TO A NON-TANGENT CURVE CONCAVE TO THE SOUTHEAST; THENCE, SOUTHWESTERLY 276.08 FEET ALONG SAID CURVE HAVING A RADIUS OF 1,381.45 FEET, THROUGH A CENTRAL ANGLE OF 11°27'02" (THE CHORD OF SAID CURVE BEING SOUTH 48°23'29" WEST 275.62 FEET), TO THE EAST RIGHT OF WAY LINE THE FOLLOWING THREE COURSES, SOUTH 01°25'20" WEST 37.16 FEET; THENCE, NORTH 88°34'40" WEST 9.50 FEET, TO A NON-TANGENT CURVE CONCAVE TO THE WEST; THENCE, SOUTHERLY 99.83 FEET ALONG SAID CURVE HAVING A RADIUS OF 340.00 FEET, THROUGH A CENTRAL ANGLE OF 16°49'20" (THE CHORD OF SAID CURVE BEING SOUTH 09°50'00" WEST 99.47 FEET), TO THE CUSP OF A CURVE CONCAVE TO THE SOUTHEAST; THENCE, NORTHEASTERLY 471.62 FEET ALONG SAID CURVE HAVING A RADIUS OF 1,315.44 FEET, THROUGH A CENTRAL ANGLE OF 20°32'31" (THE CHORD OF SAID CURVE BEING NORTH 47°48'00" EAST 469.09 FEET), TO THE POINT OF BEGINNING.

CONTAINING 24,293.04 SQUARE FEET OR 0.558 ACRES

RESERVING A PUBLIC UTILITIES EASEMENT FOR EXISTING UTILITIES ACROSS THE WHOLE OF THE ABOVE DESCRIBED PROPERTY.
PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH THIS 18 DAY OF NOVEMBER, 2014 by the following vote:

Ayes: Daives, Timmons, Ward, Needham, Olson
Nays: None
Absent: None

Karl B. Ward, chair

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 18 day of NOVEMBER, 2014.

Karl B. Ward, Chair

MAYOR’S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this 18 day of NOVEMBER, 2014.

H. Craig Peterson, Mayor
A PETITION TO VACATE A PORTION OF THE PUBLIC RIGHT-OF-WAY LOCATED BETWEEN 400 SOUTH AND 500 WEST

1. Pursuant to U.C.A. §10-9a-609.5 the undersigned do hereby formally request the vacation of the following described public right-of-way:

Certain right-of-way located between 400 South and 500 West in Logan, UT and more particularly described as:

PARCEL A

A PARCEL OF LAND, BEING A PUBLIC RIGHT OF WAY BETWEEN 400 SOUTH AND 500 WEST AT THE NORTHWEST CORNER OF THE COUNTY FAIRGROUNDS, SITUATED IN THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 11 NORTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN. MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT BEING EAST 3.95 FEET, SOUTH 55.36 FEET, AND NORTH 88°34'22" WEST 983.86 FEET FROM THE LOGAN CITY GIS/GPS MONUMENT NUMBER 359; SAID POINT OF BEGINNING ALSO BEING ON THE SOUTH RIGHT OF WAY LINE OF 400 SOUTH (BASIS OF BEARING BEING SOUTH 83°32'30" EAST BETWEEN LOGAN CITY GIS/GPS MONUMENTS 355 AND 359). RUNNING THENCE, NORTH 88°34'22" WEST 114.05 FEET ALONG SAID SOUTH RIGHT OF WAY LINE, TO A NON-TANGENT CURVE CONCAVE TO THE SOUTHEAST; THENCE, SOUTHWESTERLY 276.08 FEET ALONG SAID CURVE HAVING A RADIUS OF 1,381.45 FEET, THROUGH A CENTRAL ANGLE OF 11°27'02" (THE CHORD OF SAID CURVE BEING SOUTH 48°23'29" WEST 275.62 FEET), TO THE EAST RIGHT OF WAY LINE OF 500 WEST; THENCE, ALONG SAID EAST RIGHT OF WAY LINE THE FOLLOWING THREE COURSES, SOUTH 01°25'20" WEST 37.16 FEET; THENCE, NORTH 88°34'40" WEST 9.50 FEET, TO A NON-TANGENT CURVE CONCAVE TO THE WEST; THENCE, SOUTHERLY 99.83 FEET ALONG SAID CURVE HAVING A RADIUS OF 340.00 FEET, THROUGH A CENTRAL ANGLE OF 16°49'20" (THE CHORD OF SAID CURVE BEING SOUTH 09°50'00" WEST 99.47 FEET), TO THE CUSP OF A CURVE CONCAVE TO THE SOUTHEAST; THENCE, NORTHEASTERLY 471.62 FEET ALONG SAID CURVE HAVING A RADIUS OF 1,315.44 FEET, THROUGH A CENTRAL ANGLE OF 20°32'31" (THE CHORD OF SAID CURVE BEING NORTH 47°48'00" EAST 469.09 FEET), TO THE POINT OF BEGINNING.

CONTAINING 24,293.04 SQUARE FEET OR 0.558 ACRES
2. The names and addresses of each owner of record of land that is adjacent to the public right-of-way or accessed exclusively by or within 300 feet of the right-of-way are as follows:

<table>
<thead>
<tr>
<th>TAX ID</th>
<th>OWNERS NAME</th>
<th>OWN ADDRESS</th>
<th>CITY ST ZIP</th>
<th>PROP ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>02-038-0010</td>
<td>THANH LOC VUONG</td>
<td>1240 N 225 E</td>
<td>LOGAN, UT</td>
<td>384 S 500 W</td>
</tr>
<tr>
<td>02-038-0011</td>
<td>JULIE A POPPLETON</td>
<td>360 S 500 W</td>
<td>LOGAN, UT</td>
<td>360 S 500 W</td>
</tr>
<tr>
<td>02-038-0005</td>
<td>TREVOR RAY</td>
<td>439 W 400 S</td>
<td>LOGAN, UT</td>
<td>439 W 400 S</td>
</tr>
<tr>
<td>02-038-0004</td>
<td>DOUGLAS S WALKER</td>
<td>375 S 400 W</td>
<td>LOGAN, UT</td>
<td>375 S 400 W</td>
</tr>
<tr>
<td>02-038-0008</td>
<td>BETTY L TR SIMS</td>
<td>485 W 400 S</td>
<td>LOGAN, UT</td>
<td>485 W 400 S</td>
</tr>
<tr>
<td>02-038-0007</td>
<td>JAKE B &amp; KELLIE LINDSAY</td>
<td>463 W 400 S</td>
<td>LOGAN, UT</td>
<td>463 W 400 S</td>
</tr>
<tr>
<td>02-038-0006</td>
<td>BRYAN TIMOTHY LINDSAY</td>
<td>445 W 400 S</td>
<td>LOGAN, UT</td>
<td>445 W 400 S</td>
</tr>
<tr>
<td>02-038-0002</td>
<td>JAMON R &amp; SHAYLA M NEILSON</td>
<td>425 W 400 S</td>
<td>LOGAN, UT</td>
<td>425 W 400 S</td>
</tr>
<tr>
<td>02-038-0001</td>
<td>3M45 ALASKAN MALAMUTE RESCUE</td>
<td>PO BOX 70</td>
<td>PARADISE, UT 84328</td>
<td>391 S 400 W</td>
</tr>
<tr>
<td>02-038-0009</td>
<td>JOLENE TAYLOR</td>
<td>390 S 500 W</td>
<td>LOGAN, UT</td>
<td>390 S 500 W</td>
</tr>
<tr>
<td>02-038-0003</td>
<td>MYRA LEMON TR SORENSSEN</td>
<td>385 S 400 W</td>
<td>LOGAN, UT</td>
<td>385 S 400 W</td>
</tr>
</tbody>
</table>
3. The following signatures represent those property owners who consent to the requested vacation:

Printed Name: [Blank]
Date: [Blank]

Printed Name: [Blank]
Date: [Blank]

Printed Name: [Blank]
Date: [Blank]

Printed Name: [Blank]
Date: [Blank]

Printed Name: [Blank]
Date: [Blank]

Printed Name: [Blank]
Date: [Blank]

Printed Name: [Blank]
Date: [Blank]

Printed Name: [Blank]
Date: [Blank]
The City of Logan proposes to vacate a portion of a public right of way located between 400 South and 500 West. You are being notified per Utah State Law Code 10-9a-609.5 because you are listed as an owner of record of a parcel of property that is adjacent to the public right of way, or accessed exclusively by or within 300 feet of the public right of way that is being petitioned to vacate.

Please see the attached image of the area outlined in red that is being petitioned, for vacation.

A public hearing on the issue will be held on:

   Date: November 18, 2014
   Time: 5:30 pm
   Location: City Hall 290 North 100 West Logan, UT 84321

If you support the vacation of the public right of way, the petition will be available in the Engineering office at City Hall, for signing until 5:00 PM on the date indicated for the public hearing.

If you have any additional questions, please email Tyler Munk at tyler.munk@loganutah.org
The City of Logan proposes to vacate a portion of the public right-of-way (see image) between 400 South and 500 West. You are being notified per Utah State Law Code 10-9a-208. This right-of-way has not been used in many years and is proposed to be vacated in order to use the land as lawn space for the Cache County Fairgrounds. If you support the vacation of the public right-of-way, a petition will be available in the Engineering office at City Hall for signing until 5:00 PM on the date indicated for the public hearing.

**Public Hearing:**

**Date:** November 18, 2014

**Time:** 5:30pm

**Location:** City Hall 290 North
100 West Logan, UT 84321
Welcome to the Public Notice Website: Your central source for all public notice information in Utah

Notice Added Successfully View notice

Your notice has been created successfully.

Notice Title:
   Vacating Portion of Public Right-of-Way
Government Type:
   Cities
Entity:
   Logan
Public Body Name:
   Municipal Council
Notice Subject:
   Other
Notice Type:
   Notice, Meeting, Hearing
Street Address:
   290 North 100 West
Street Address continued:
City:
   Logan
Zip:
   84321
Start Date:
   11/18/14 5:30 PM
End Date:
   11/18/14 6:00 PM
Description / Agenda:

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 between 400 South and 500 West (Fairgrounds). The Logan Municipal Council will hold a public hearing on November 18, 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 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, 290 North 100 West, during regular office hours.

Teresa Harris, City Recorder
Publication Date: November 2, 2014

ADA:
Individuals needing special accommodations should notify Teresa Harris, 435-716-9002, at least two working days prior to the meeting. Hearing enhancement devices are available on request.

Electronic Participation:
A council member may join a meeting electronically upon proper notice of the meeting and 24-hour notice to councilmembers. A council member participating electronically will be connected to the meeting by telephone.

Other:
Emergency Notice:
No
Send copy of notice to:
Audio File Location:
Attachments:
There are attachments associated with this notice.

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Teresa Harris, City Recorder
Publication Date: November 2, 2014
Civil

PROOF OF PUBLICATION

STATE OF UTAH
COUNTY OF CACHE, ss

On this 3rd day of November, 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:
11/02/2014

[Signature]
Assistant to the Finance Director

Subscribed and sworn to before me on this 3rd day of November, A.D. 2014

Laurie Jackson
Notary Public
Commissioned in the State of Utah
My Commission expires August 1, 2015

NOTARY PUBLIC
LAURIE JACKSON
My Commission # 649375
My Commission Expires
October 18, 2015
STATE OF UTAH

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Teresa Harris, City Recorder
Publication Date: November 2, 2014
STATE OF UTAH
COUNTY OF CACHE, ss

On this 24th day of November, A.D. 2014 personally appeared
before me JAIME MAW who being first being duly sworn, deposes and says that
(s)he is the Principal Legal 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
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:
11/23/2014

______________________________, Principal Legal Clerk

Subscribed and sworn to before me on this 24th day of November, A.D. 2014

______________________________, Notary Public
Commissioned in the State of Utah
My Commission expires 10/18/2015

LEGAL NOTICE
LOGAN MUNICIPAL COUNCIL
SUMMARY OF AN ORDINANCE - The following ordinance
was adopted and approved by the Logan Municipal Council,
Logan, Utah on November 18, 2014.
ORD. 14-82 An ordinance vacating portions of the right-
of-way between 400 South and 500 West.

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: November 23, 2014