CITY OF LOGAN
ORDINANCE NO. 15-24

AN ORDINANCE VACATING A UTILITY EASEMENT AND A PORTION OF RIGHT OF WAY ON OR NEAR 400 EAST STREET FROM 1000 NORTH TO APPROXIMATELY 1085 NORTH

WHEREAS, the City has received a request submitted by the abutting property owner of the subject right of way, requesting that a portion of the street be vacated and public utility easements be vacated and relocated,

WHEREAS, the City has authority by State Law to vacate streets, rights of way, and public utility easements, from use by the public;

WHEREAS, the existing City right of way is not in alignment with existing roadway to the north and south of the proposed right of way vacation;

WHEREAS, the Logan Municipal Council finds there is good cause for vacating/relocating the public utility easements and vacating the portion of right of way and finds such action shall not materially injure the public or any person; and,

WHEREAS, the proposed vacation/relocation of public utility easements and the vacation of right of way, as set forth herein, has been reviewed by the City and the City Council, and all appropriate hearings, postings, and notifications have been performed in accordance with Utah law to obtain public comment regarding the proposed determination.

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 public right of way and public utility easements shown in Exhibit A and described in Exhibit B are hereby abandoned/relocated and vacated.
SECTION 2: Effective Date. This ordinance shall become effective upon publication.

PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH THIS 5 DAY OF January, 2016 by the following vote:

Ayes: Needham, Olsen, Simmonds, Daines, Lounan
Nays: None
Absent: None

Jeannie F. Simmonds, 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 5 day of January, 2016.

Jeannie F. Simmonds, Chair

MAYOR'S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this 5 day of January, 2016.

H. Craig Petersen, Mayor
Exhibit B

400 East Roadway Vacation Description

A PART OF THE WEST HALF OF SECTION 27, TOWNSHIP 12 NORTH RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN. ALSO BEING A PART OF LOT 1, BLOCK 3, PLAT "F" LOGAN FARM SURVEY BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 1 LOCATED NORTH 79°23'38" WEST, A DISTANCE OF 95.02 FEET FROM THE LOGAN CITY GIS MONUMENT NO. 222 AND RUNNING THENCE NORTH 01°24'54" EAST, A DISTANCE OF 473.52 FEET ALONG THE EAST LINE OF SAID LOT 3; THENCE SOUTH 88°31'49" EAST, A DISTANCE OF 15.48 FEET; THENCE SOUTH 01°13'54" WEST, A DISTANCE OF 207.55 FEET; THENCE SOUTH 05°59'43" WEST, A DISTANCE OF 120.42 FEET; THENCE SOUTH 01°13'54" WEST, A DISTANCE OF 145.91 FEET; THENCE NORTH 88°42'10" WEST, A DISTANCE OF 7.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.129 ACRES.

Vacated Utility Easement 1

A PART OF THE WEST HALF OF SECTION 27, TOWNSHIP 12 NORTH RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN. ALSO BEING A PART OF LOT 1, BLOCK 3, PLAT "F" LOGAN FARM SURVEY BEGINNING AT A POINT ON THE EAST LINE OF MIDTOWN MEADOWS SUBDIVISION PHASE 1 LOCATED NORTH 79°23'38" WEST A DISTANCE OF 95.02 FEET AND NORTH 01°24'54" EAST, A DISTANCE OF 379.52 FEET FROM THE LOGAN CITY GIS MONUMENT NO. 222 AND RUNNING THENCE NORTH 88°31'49" WEST, A DISTANCE OF 10.00 FEET; THENCE NORTH 01°24'54" EAST, A DISTANCE OF 84.00 FEET; THENCE SOUTH 88°31'49" EAST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 01°24'54" WEST, A DISTANCE OF 84.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.019 ACRES.

Vacated Utility Easement 2

A PART OF THE WEST HALF OF SECTION 27, TOWNSHIP 12 NORTH RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN. ALSO BEING A PART OF LOT 1, BLOCK 3, PLAT "F" LOGAN FARM SURVEY BEGINNING AT A POINT ON THE EAST LINE OF MIDTOWN MEADOWS SUBDIVISION PHASE 2 LOCATED NORTH 79°23'38" WEST A DISTANCE OF 95.02 FEET AND NORTH 01°24'54" EAST, A DISTANCE OF 242.52 FEET FROM THE LOGAN CITY GIS MONUMENT NO. 222 AND RUNNING THENCE NORTH 88°31'49" WEST, A DISTANCE OF 10.00 FEET; THENCE NORTH 01°24'54" EAST, A DISTANCE OF 89.00 FEET; THENCE SOUTH 88°31'49" EAST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 01°24'54" WEST, A DISTANCE OF 89.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.020 ACRES.
Exhibit B

New Public Utility Easement

A PART OF THE WEST HALF OF SECTION 27, TOWNSHIP 12 NORTH RANGE 1 EAST OF THE SALT LAKE BASE AND MERIDIAN. ALSO BEING A PART OF LOT 1, BLOCK 3, PLAT "F" LOGAN FARM SURVEY BEGINNING AT SOUTHEAST CORNER OF MIDTOWN MEADOWS SUBDIVISION PHASE 2 LOCATED NORTH 79°23'38" WEST A DISTANCE OF 95.02 FEET AND NORTH 01°24'54" EAST, A DISTANCE OF 237.52 FEET FROM THE LOGAN CITY GIS MONUMENT NO. 222 AND RUNNING THENCE NORTH 01°24'54" EAST, A DISTANCE OF 5.00 FEET; THENCE SOUTH 88°31'49" EAST, A DISTANCE OF 4.23 FEET; THENCE NORTH 05°59'43" EAST, A DISTANCE OF 23.90 FEET; THENCE NORTH 01°13'54" EAST, A DISTANCE OF 65.17 FEET; THENCE NORTH 88°31'49" WEST, A DISTANCE OF 5.94 FEET; THENCE NORTH 01°24'54" EAST, A DISTANCE OF 48.00 FEET; THENCE SOUTH 88°31'49" EAST, A DISTANCE OF 5.78 FEET; THENCE NORTH 01°13'54" EAST, A DISTANCE OF 84.00 FEET; THENCE NORTH 88°31'49" WEST, A DISTANCE OF 5.51 FEET; THENCE NORTH 01°24'54" EAST, A DISTANCE OF 10.00 FEET; THENCE SOUTH 88°31'49" EAST, A DISTANCE OF 15.48 FEET; THENCE SOUTH 01°13'54" WEST, A DISTANCE OF 207.55 FEET; THENCE SOUTH 05°59'43" WEST, A DISTANCE OF 28.54 FEET; THENCE NORTH 88°31'49" WEST, A DISTANCE OF 13.87 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.062 ACRES.
NOTICE OF PUBLIC HEARING
VACATION OF UTILITY EASEMENT AND RIGHT-OF-WAY

The City of Logan has received a petition to vacate a utility easement and a portion of right-of-way on or near 400 East Street from 1000 North to approximately 1085 North. The Logan Municipal Council will hold a public hearing on December 1, 2015 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 utility easement and right-of-way 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 15, 2015
Notice: Edit

Notice Title: Notice of Public Hearing - Vacation of a Utility Easement

Entity: Logan

Body Name: Municipal Council

Notice Subject: Other

Notice Subject 2: Please select subject

Notice Type: Notice

Street Address: 290 N 100 W

City: Logan

Zip: 84321

Event Start Date: 11/19/2015 07:00 AM

Event End Date:

Event Deadline Date:

Description / Agenda: NOTICE OF PUBLIC HEARING

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Use ADA on PMN: 
Individuals needing special accommodations should notify Teresa Hams
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.

Emergency Notice: 

Email copy of notice to: 

Audio File Address: 

Status: ACTIVE

Attachments

Audio file attachments: MP3, WAV, FTR Gold (200MB max)
Other file attachments: PDF - Portable Document Format | DOC - Word Document
Format | XLS - Excel Spreadsheet | XLSX - Excel Spreadsheet | ZIP - Compressed file
| DOCM - Open XML Formatted file

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AUTHORIZATION

Under this agreement rates are subject to change with 30 days notice. In the event of a cancellation before schedule completion, I understand that the rate charged will be based upon the rate for the number of insertions used.

Name (print or type) ________________________ Name (signature) ________________________
STATE OF UTAH
COUNTY OF CACHE, ss

On this 16th day of November, A.D. 2015 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:
11/15/2015

______________________________, Principal Legal Clerk

Subscribed and sworn to before me on this 16th day of November, A.D. 2015

______________________________, Notary Public
Commissioned in the State of Utah
My Commission expires 10/18/2019

NOTARY PUBLIC
LAURIE JACKSON
My Commission # 685300
My Commission Expires October 18, 2019
STATE OF UTAH

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LEGAL NOTICE
LOGAN MUNICIPAL COUNCIL

SUMMARY OF AN ORDINANCE - The following ordinances were adopted and approved by the Logan Municipal Council, Logan, Utah on January 5, 2016.

ORD. 15-24 An ordinance vacating a right of way located at 400 East from 1000 North to 1085 North.

ORD. 16-03 An ordinance annexing property located at 1500 South 1600 West and 1500 South 1580 West Logan, Utah, consisting of approximately 21.965 acres.

These ordinances are effective immediately upon publication. Full texts of the ordinance can 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: January 10, 2016