CITY OF LOGAN  
ORDINANCE NO. 16-12  

AN ORDINANCE VACATING A UTILITY EASEMENT BETWEEN PARCELS 05-117-0001, 05-117-0002, 05-117-0003, 05-117-0004, 05-117-0011, 05-117-0012, 05-117-0013, 05-117-0019 and 05-117-0020

WHEREAS, the City has received a request submitted by the property owner of the subject public utility easement(s), requesting that the public utility easement(s) be vacated;

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 public utility easement(s) are not required due to the property owner combining the above referenced parcels into a single parcel by a City approved Boundary Line Adjustment;

WHEREAS, the Logan Municipal Council finds there is good cause for vacating the public utility easement(s) and finds such action shall not materially injure the public or any person; and,

WHEREAS, the proposed vacation of public utility easement(s), 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-609.5, Utah Code Annotated, 1953 the public utility easement(s) shown in Exhibit A are hereby abandoned and vacated.
SECTION 2: Effective Date. This ordinance shall become effective upon publication.

PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH THIS 19 DAY OF April 2016 by the following vote:

Ayes: Needham, Simmons, Olsen, Daines, Larsen
Nays: None
Absent: None

Herm Olsen, 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 19 day of April 2016.

Herm Olsen, Chair

MAYOR'S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this 19 day of April 2016

H. Craig Peterson, Mayor

Ent 1145760 Bk 1892 Pg 556
PUBLIC UTILITY EASEMENTS TO BE VACATED
A PETITION TO VACATE CERTAIN PUBLIC UTILITY EASEMENTS LOCATED IN THE MIDTOWN MEADOWS SUBDIVISION, LOCATED AT 400 EAST 1000 NORTH, LOGAN, UTAH

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

Certain public utility easement vacations in the Midtown Meadows Subdivision located at 400 East Street and 1000 North Street in Logan, UT shown in Exhibit A.
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>First Name</th>
<th>Last Name</th>
<th>Address</th>
<th>City</th>
<th>State</th>
<th>Zip</th>
</tr>
</thead>
<tbody>
<tr>
<td>GREGORY</td>
<td>ANDERSON</td>
<td>273 N 1570 E, LOGAN, UT</td>
<td>ASHBURN</td>
<td>VA</td>
<td>20149-0001</td>
</tr>
<tr>
<td>GREGORY</td>
<td>ANDERSON</td>
<td>431 CRESCENT DR</td>
<td>LOGAN</td>
<td>UT</td>
<td>2411</td>
</tr>
<tr>
<td>B &amp; R MILLER ENTERPRISES LLC</td>
<td>BINDRUP</td>
<td>PO BOX 454</td>
<td>PARADISE</td>
<td>UT</td>
<td>0454</td>
</tr>
<tr>
<td>BRAD K</td>
<td>CHAMPLIN DEVELOPMENT INC</td>
<td>1031 BONNEVILLE AVE</td>
<td>NORTH</td>
<td>UT</td>
<td>84321</td>
</tr>
<tr>
<td>JOHN L &amp; DORA M</td>
<td>CHIDESTER</td>
<td>1092 N 400 E</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-2302</td>
</tr>
<tr>
<td>BRUCE &amp; SHERRY</td>
<td>DANIELS</td>
<td>1091 BONNEVILLE AVE</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-2409</td>
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<td>BRUCE</td>
<td>DANIELS</td>
<td>1071 BONNEVILLE AVE</td>
<td>LOGAN</td>
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<td>84341-2409</td>
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<tr>
<td>LYNN</td>
<td>ERICKSON</td>
<td>1099 N 400 E</td>
<td>LOGAN</td>
<td>UT</td>
<td>84321</td>
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<tr>
<td>IAN</td>
<td>GATES</td>
<td>1007 BONNEVILLE AVE</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341</td>
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<td>APRIL L &amp; CHRISTOPHER A</td>
<td>JENSEN</td>
<td>353 E 1140 N</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-2325</td>
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<tr>
<td>JODY N &amp; DEBORAH L</td>
<td>JOHNSON</td>
<td>363 E 1140 N</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-2325</td>
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<tr>
<td>MARTIN T &amp; CHARLOTTE L</td>
<td>JUDD</td>
<td>431 E 180 W</td>
<td>SMITHFIELD</td>
<td>UT</td>
<td>84341-1207</td>
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<tr>
<td>BENJAMIN J</td>
<td>LEVERE</td>
<td>1022 N 400 E</td>
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<td>UT</td>
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<td>UTAH</td>
<td>LLC</td>
<td>1072 N 400 E</td>
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<td>CALVIN</td>
<td>LOTT</td>
<td>1051 BONNEVILLE AVENUE</td>
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<td>AARON S</td>
<td>MACELWEE</td>
<td>1042 N 400 E</td>
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<td>MARDYNE TR</td>
<td>MATTHEWS</td>
<td>328 E 1140 N</td>
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<td>UT</td>
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<tr>
<td>ROBERT J TR</td>
<td>MCAFARLAND</td>
<td>1102 N 400 E</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-2308</td>
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<tr>
<td>JASON A &amp; LYSSA</td>
<td>MILLER</td>
<td>417 E 1000 N</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-2405</td>
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<td>CHRIS &amp; RONDA B</td>
<td>NIEDERHAUSER</td>
<td>1052 N 400 E</td>
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<td>84341-2302</td>
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<tr>
<td>SENETI E</td>
<td>PAUNI</td>
<td>1085 N 400 E</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-2301</td>
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<tr>
<td>CAMILLE J &amp; BENJAMIN D</td>
<td>PEDERSEN</td>
<td>1019 BONNEVILLE AVE</td>
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<td>UT</td>
<td>84341</td>
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<td>CRAIG S &amp; TAMMY N TRS</td>
<td>PETTIGREW</td>
<td>338 E 1140 N</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-2325</td>
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<tr>
<td>BENJAMIN P &amp; LORETTA E</td>
<td>RIPPON</td>
<td>318 E 1140 N</td>
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<td>UT</td>
<td>84341-2325</td>
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<tr>
<td>SCOTT</td>
<td>ROSS</td>
<td>420 W 4050 N PLEASANT VIEW, UT</td>
<td>PLEASANT VIEW</td>
<td>UT</td>
<td>84414</td>
</tr>
<tr>
<td>MICHAEL L &amp; CRISTIE J</td>
<td>RUDIE</td>
<td>418 CRESCENT DR</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-2412</td>
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<td>ROBERT L</td>
<td>SANDERSON</td>
<td>1032 N 400 E</td>
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<td>LASALOSI</td>
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<td>348 E 1140 N</td>
<td>RICHFIELD</td>
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<td>LAURETTA M</td>
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<td>KURT</td>
<td>SMITH</td>
<td>265 E 200 N</td>
<td>LOGAN</td>
<td>UT</td>
<td>84321</td>
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<td>Address</td>
<td>City</td>
<td>State</td>
<td>ZIP</td>
<td></td>
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<tr>
<td>RANDY J &amp; JUDY H TRS</td>
<td>358 E 1140 N</td>
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<td>SORENSON</td>
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<td>UTAH RESIDENTIAL</td>
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<td>84403</td>
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<tr>
<td>PROPERTIES LLC</td>
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<tr>
<td>SHIRLEY TR</td>
<td>5083 HARRISON BLVD</td>
<td>OGDEN</td>
<td>UT</td>
<td>84341</td>
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<tr>
<td>WATERS</td>
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<tr>
<td>JOSH</td>
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<td>WHITCOMB</td>
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<tr>
<td>DARRELL L &amp; LORI C</td>
<td>378 E 1140 N</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341</td>
<td></td>
</tr>
</tbody>
</table>
3. The following signatures represent those property owners who consent to the requested vacation:

Printed Name:
Date:

Printed Name:
Date:

Printed Name:
Date:

Printed Name:
Date:

Printed Name:
Date:

Printed Name:
Date:

Printed Name:
Date:

Printed Name:
Date:

Printed Name:
Date:
The City of Logan has received a petition to vacate a portion of a public right of way, and to vacate and reestablish public utility easements located on 400 East Street between 1000 North Street and approximately 1085 North 400 East. 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 attached image, Exhibit A, of the area outlined in red that is being petitioned.

A City Council workshop on the issue will be held on:

Date: April 5, 2016
Time: 5:30 PM
Location: City Hall 290 North 100 West Logan, UT 84321

A Public Hearing and City Council meeting to take action on the issue is scheduled to be held on:

Date: April 19, 2016
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 call Craig Champlin at (435)512-9127.
Entity: Logan

Body: Municipal Council

Subject: Easements

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

Meeting Location: 290 North 100 West

Logan 84321

Event Date & Time: April 6, 2016

3:00 PM

Description/Agenda:

NOTICE OF PUBLIC HEARING
VACATION OF PUBLIC UTILITY EASEMENT

The City of Logan has received a petition to vacate a portion of a public right of way, and to vacate and reestablish public utility easements located on 400 East Street between 1000 North Street and approximately 1085 North 400 East. The Logan Municipal Council will hold a public hearing on April 19, 2016 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 public utility easement are available for inspection at the City Recorder's Office, 290 North 100 West, during regular office hours.

Teresa Harris, City Recorder
Publication Date: April 8, 2016


4/6/2016
| Notice of Special Accommodations: | 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. |
| Notice of Electronic or telephone 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 information: | Teresa Harris, City Recorder  
(435)716-9002  
teresa.harris@loganutah.org |
| Contact Information: | Teresa Harris, City Recorder  
(435)716-9002  
teresa.harris@loganutah.org |
| Posted on: | April 06, 2016 01:06 PM |
| Last edited on: | April 06, 2016 01:06 PM |

Printed from Utah's Public Notice Website (http://pmn.utah.gov/)
NOTICE OF PUBLIC HEARING
VACATION OF PUBLIC UTILITY EASEMENT

The City of Logan has received a petition to vacate a portion of a public right of way, and to vacate and reestablish public utility easements located on 400 East Street between 1000 North Street and approximately 1085 North 400 East. The Logan Municipal Council will hold a public hearing on April 19, 2016 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 public utility easement are available for inspection at the City Recorder’s Office, 290 North 100 West, during regular office hours.

Teresa Harris, City Recorder
Publication Date: April 8, 2016
NOTICE OF PUBLIC HEARING VACATION OF PUBLIC UTILITY EASEMENT

The City of Logan has received a petition to vacate a portion of a public right of way, and to vacate and reestablish public utility easements located on 400 East Street between 1000 North Street and approximately 1085 North 400 East. The Logan Municipal Council will hold a public hearing on April 19, 2016 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 public utility easement are available for inspection at the City Recorder’s Office, 290 North 100 West, during regular office hours.

Teresa Harris, City Recorder
Publication Date: April 8, 2016
Civil

PROOF OF PUBLICATION

STATE OF UTAH
COUNTY OF CACHE, ss

On this 8th day of April, A.D. 2016 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:
04/08/2016

[Signature]
Principal Legal Clerk

Subscribed and sworn to before me on this 8th day of April, A.D. 2016

[Signature]
Notary Public
Commissioned in the State of Utah
My Commission expires 10/18/2019

NOTICE OF PUBLIC HEARING VACATION OF PUBLIC
UTILITY EASEMENT

The City of Logan has received a petition to vacate a portion
of a public right of way, and to vacate and reestablish public
utility easements located on 400 East Street between 1000
North Street and approximately 1085 North 400 East. The
Logan Municipal Council will hold a public hearing on April
19, 2016 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 public utility easement are
available for inspection at the City Recorder's Office, 290
North 100 West, during regular office hours.

Teresa Harris, City Recorder
Publication Date: April 8, 2016
LEGAL NOTICE
LOGAN MUNICIPAL COUNCIL

SUMMARY OF AN ORDINANCE - The following ordinance was adopted and approved by the Logan Municipal Council, Logan, Utah on April 19, 2016.


This ordinance is effective immediately upon publication. Full text 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: April 24, 2016

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 25th day of April, A.D. 2016 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:
04/24/2016

___, Principal Legal Clerk

Subscribed and sworn to before me on this 25th day of April, A.D. 2016

Laurie Jackson
Commissioned in the State of Utah
My Commission expires 10/18/2019

Legal Notice
LOGAN MUNICIPAL COUNCIL

SUMMARY OF AN ORDINANCE - The following ordinance was adopted and approved by the Logan Municipal Council,
Logan, Utah on April 19, 2016.
ORD. 16-12 An ordinance vacating a Utility Easement
between parcels 05-117-0001, 05-117-0002, 05-117-0003, 05-117-0004, 05-117-0011, 05-117-0012, 05-117-0013, 05-117-0019 and 05-117-0020 in the Midtown Meadows
Subdivision.
This ordinance is effective immediately upon publication. Full
text of the ordinance can be reviewed at the office of the
Logan City Recorder, City Hall, 200 North 100 West, Logan,
Utah during regular business hours.
Teresa Harris, City Recorder
Publication Date: April 24, 2016