CITY OF LOGAN
ORDINANCE NO. 18-09


WHEREAS, the City has received a request submitted by the property owner(s) 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 parcels 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 __ DAY OF __, 2018 by the following vote:

Ayes: Anderson, Bradford, Jensen, Olsen, Simmonds
Nays: None
Absent: None

Thomas C. Jensen, 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 17th day of __________, 20___.

[Signature]

Thomas C. Jensen, Chair

MAYOR'S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this 17th day of __________, 20___.

[Signature]

Holly H. Daines, Mayor
A PETITION TO VACATE A PORTION OF THE PUBLIC UTILITY EASEMENT LOCATED ALONG INTERIOR LOT LINE BETWEEN LOTS

OF THE COMMUNITIES AT DEER CREST SUBDIVISION

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

Two certain 10’ public utility easements (20’ in total) located on the interior lot lines between lots 3 and 4 and between lots 4 and 5 and the certain Home Owners Association 20’ landscape easement (40’ in total) located on the interior lot lines between lots 4-5 and Lot 6 & 7 combined in The Communities At Deer Crest, Filed 2 Oct 2007, ENT 955932, MAP NO. 2007-2257, SITE PAGE 05-005 & 05-009 at the Cache County Recorder’s Office in Logan, Utah.

2. The names and addresses of each owner of record of land that is adjacent to the public utility easement or accessed exclusively by or within 300 feet of the public utility easement are as follows:

<table>
<thead>
<tr>
<th>Tax ID</th>
<th>Owner Name</th>
<th>Owner Address</th>
<th>Owner City, ST Zip</th>
<th>Property Address</th>
<th>Property City</th>
</tr>
</thead>
<tbody>
<tr>
<td>05-109-0096</td>
<td>Logan City</td>
<td>P.O. Box 527</td>
<td>Logan, UT 84321</td>
<td>1388 Cedarwood Ln.</td>
<td>Logan</td>
</tr>
<tr>
<td>05-109-0013</td>
<td>Solare Land Holdings</td>
<td>1555 Newton St.</td>
<td>Las Angeles, CA 90021</td>
<td>1380 Cedarwood Ln.</td>
<td>Logan</td>
</tr>
<tr>
<td>05-109-0012</td>
<td>Solare Land Holdings</td>
<td>1555 Newton St.</td>
<td>Las Angeles, CA 90021</td>
<td>1380 Cedarwood Ln.</td>
<td>Logan</td>
</tr>
<tr>
<td>05-109-0011</td>
<td>Amy &amp; Brett Horsley</td>
<td>707 E. 1150 N.</td>
<td>Logan, UT 84321</td>
<td>1372 Cedarwood Ln.</td>
<td>Logan</td>
</tr>
<tr>
<td>05-109-0010</td>
<td>Vikram Garg</td>
<td>2755 Canyon Ridge Dr.</td>
<td>N. Logan, UT 84341</td>
<td>1366 Cedarwood Ln.</td>
<td>Logan</td>
</tr>
<tr>
<td>05-109-0009</td>
<td>Denise E Clebien</td>
<td>5685 Snowshoe Rd.</td>
<td>Barnes, WI 84873</td>
<td>1360 Cedarwood Ln.</td>
<td>Logan</td>
</tr>
<tr>
<td>05-109-0008</td>
<td>Andrew Kulmatiski</td>
<td>1676 E. 1550 N.</td>
<td>Logan, UT 84321</td>
<td>1355 Cedarwood Ln.</td>
<td>Logan</td>
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<tr>
<td>05-109-0004</td>
<td>James Dorward</td>
<td>1340 Sagewood Ln.</td>
<td>Logan, UT 84321</td>
<td>1350 Sagewood Ln.</td>
<td>Logan</td>
</tr>
<tr>
<td>05-109-0003</td>
<td>James Dorward</td>
<td>1340 Sagewood Ln.</td>
<td>Logan, UT 84321</td>
<td>1340 Sagewood Ln.</td>
<td>Logan</td>
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<td>05-109-0002</td>
<td>Lorraine Funke</td>
<td>1340 Sagewood Ln.</td>
<td>Logan, UT 84321</td>
<td>1338 Aspen Drive</td>
<td>Logan</td>
</tr>
<tr>
<td>05-109-0001</td>
<td>Nathan Geer</td>
<td>2834 Military Ave.</td>
<td>Las Angeles, CA 90064</td>
<td>1361 Sagewood Ln.</td>
<td>Logan</td>
</tr>
<tr>
<td>05-109-0007</td>
<td>Chris H. Wilson</td>
<td>1215 E. 1550 N.</td>
<td>N. Logan, UT 84341</td>
<td>1367 Cedarwood Ln.</td>
<td>Logan</td>
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<tr>
<td>05-109-0005</td>
<td>Chris H. Wilson</td>
<td>1215 E. 1550 N.</td>
<td>N. Logan, UT 84341</td>
<td>1370 Sagewood Ln.</td>
<td>Logan</td>
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3. The following signatures represent property owners who consent to the requested vacation:

<table>
<thead>
<tr>
<th>Printed Name:</th>
<th>Date:</th>
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Printed Name:
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Printed Name:
Date:

Printed Name:
Date:

Printed Name:
Date:
Please see the image below of the areas outlined in red that are being petitioned.

The petition to vacate the above Public Utility Easements is in conjunction with a Boundary Line Adjustment request to create a single lot from lots 4, 5 & 7.

If you support the vacation of the public utility easement, please sign this document and return to:

Chris H. Wilson  
1215 East 1550 North  
N. Logan, UT 84341

If you have any additional questions, please contact me by email at cwilson@wilsonmotor.com, or by phone at 435-755-7013.
Civil

PROOF OF PUBLICATION

STATE OF UTAH
COUNTY OF CACHE, ss

On this 6th day of July, A.D. 2018 personally appeared
before me Jennifer Birch who being first being duly sworn, deposes and says that
(s)he is the Principal Legal Clerk of the PNG Media LLC, 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 day(s) as publication in said newspaper

Commencing on the following days:
07/05/2018

Jennifer Birch, Principal Legal Clerk

Subscribed and sworn to before me on this 6th day of July, A.D. 2018

Laurie Jackson, 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 public utility easements between parcels 05-109-0003, 05-109-0004, 15-109-0005, 05-109-0007 of the communities in the Deer Crest Subdivision.

The City of Logan has received a petition to vacate public utility easements between parcels 05-109-0044 and 05-109-0045 at 2018 & 2030 Crestwood Lane.

The Logan Municipal Council will hold a public hearing on July 17, 2018 not before 5:30 p.m. in the Logan Municipal Council Chambers, 290 North 100 West, Logan Utah to consider the adoption of an ordinance vacating said easements. Petitions 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 easements are available for inspection at the City Recorder’s Office, 290 North 100 West, during regular office hours.

Teresa Harris, City Recorder
Published July 5, 2018

Ref. No. 1778852
STATE OF UTAH
COUNTY OF CACHE, ss

On this 30th day of July, A.D. 2018 personally appeared
before me Jennifer Birch who being first being duly sworn, deposes and says that
(s)he is the Principal Legal Clerk of the PNG Media LLC, 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 day(s) as publication in said newspaper

Commencing on the following days:
07/22/2018

Jennifer Birch, Principal Legal Clerk

Subscribed and sworn to before me on this 30th day of July, A.D. 2018

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

LEGAL NOTICE
LOGAN MUNICIPAL COUNCIL

SUMMARY OF AN ORDINANCE - The following ordinances were adopted and approved by the Logan Municipal Council, Logan, Utah on July 17, 2018.
ORD. 18-10 An ordinance vacating Public Utility Easements between Parcels 05-109-0044 and 05-109-0045 at 2018 & 2030 Crestwood Lane.

These ordinances are effective immediately upon publication. Full text of the ordinances 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
Published July 22, 2018

Ref. No. 1789572

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