CITY OF LOGAN, UTAH
ORDINANCE NO. 19-21

AN ORDINANCE VACATING PUBLIC UTILITY EASEMENTS BETWEEN PARCELS 05-094-0006 and 05-094-0007

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, a new public utility easement(s) are being reestablished for the above referenced parcels on a new property line location by a City approved Property 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 shown in EXHIBIT A and described in EXHIBIT B, 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 and described in EXHIBIT B 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 ____________, 2019 by the following vote:

Ayes:
Nays:
Absent:

__________________________________________
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 ____ day of ____________, 2019.

___________________________
Jeannie F. Simmonds, Chair

MAYOR’S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this ____ day of ____________, 2019.

___________________________
Holly H. Daines, Mayor
Public Utility Easement to be Vacated. See Exhibit B.
A public utility easement to be vacated located in Lot 6 and 7 of Amended Plat of Copper Springs 3 Commercial Park, recorded in the Cache County Recorder's office under Entry No. 818483 on March 28, 2003 also located in the Northeast Quarter of Section 32, Township 12 North, Range 1 East of the Salt Lake Meridian, a 5 foot public utility easement on each side of a line described as follows:

Commencing at the Northwest Corner of Lot 6, Amended Plat of Copper Springs 3 Commercial Park, thence S89°53'10"E 371.36 feet to the Northeast Corner of Lot 6, less a 10 foot public utility easement along 1000 West Right of Way and 10 foot public utility easement along the 950 West Right of Way.
A PETITION TO VACATE CERTAIN PUBLIC UTILITY EASEMENTS LOCATED BETWEEN LOTS 6 AND 7 OF THE AMENDED COPPER SPRINGS 3 PLAT, LOCATED AT 225 AND 255 NORTH 950 WEST, LOGAN, UTAH

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

Certain public utility easement vacation in the Amended Copper Springs Phase 3 Subdivision Plat between Lots 6 (Tax ID 05-094-0006) and 7 (Tax ID 05-094-0007), located at approximately 225 and 255 North 950 West in Logan, UT shown in EXHIBIT A and EXHIBIT B.

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>OWNERNAME</th>
<th>OWN_ADDRSS</th>
<th>OWNER_CITY</th>
<th>OWNRSTAT</th>
<th>OWNER_ZI</th>
</tr>
</thead>
<tbody>
<tr>
<td>RAYMOND FAMILY PROPERTIES LLC</td>
<td>PO BOX 133</td>
<td>LOGAN</td>
<td>UT</td>
<td>84323-0133</td>
</tr>
<tr>
<td>LARSEN MILLER LLC</td>
<td>1075 N MAIN ST STE 120</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-3106</td>
</tr>
<tr>
<td>BFL ASSOCIATES LLC</td>
<td>2190 S 5900 W</td>
<td>MENDON</td>
<td>UT</td>
<td>84325-9740</td>
</tr>
<tr>
<td>LARSEN MILLER LLC</td>
<td>1075 N MAIN ST STE 120</td>
<td>LOGAN</td>
<td>UT</td>
<td>84341-3106</td>
</tr>
<tr>
<td>L. W MILLER LLC</td>
<td>1650 W 200 N</td>
<td>LOGAN</td>
<td>UT</td>
<td>84321-8255</td>
</tr>
<tr>
<td>PUR BREEDERS AGRICULTURAL COOP</td>
<td>8700 S 700 W</td>
<td>SANDY</td>
<td>UT</td>
<td>84070-2520</td>
</tr>
<tr>
<td>M KENT FRANDSEN</td>
<td>PO BOX 570</td>
<td>LOGAN</td>
<td>UT</td>
<td>84323-0570</td>
</tr>
<tr>
<td>FORGOTTEN TRAILS LAND AND LIVESTOCK LLC</td>
<td>791 E CANYON TERRACE</td>
<td>SMITHFIELD</td>
<td>UT</td>
<td>84335</td>
</tr>
<tr>
<td>PAPPAS LIMITED COMPANY</td>
<td>3359 S 500 W</td>
<td>SALT LAKE CITY</td>
<td>UT</td>
<td>84115-4201</td>
</tr>
<tr>
<td>FJ MANAGEMENT INC</td>
<td>185 S STATE ST STE 1300</td>
<td>SALT LAKE CITY</td>
<td>UT</td>
<td>84111-1537</td>
</tr>
<tr>
<td>COPPER IV LLC</td>
<td>450 N 400 E</td>
<td>PROVIDENCE</td>
<td>UT</td>
<td>84332-9658</td>
</tr>
<tr>
<td>COPPER SPRINGS BUSINESS PARK LLC</td>
<td>2162 N 1400 E</td>
<td>NORTH LOGAN</td>
<td>UT</td>
<td>84341-2047</td>
</tr>
<tr>
<td>UTAH DEPARTMENT OF TRANSPORTATION</td>
<td>288 N 1460 W</td>
<td>SALT LAKE CITY</td>
<td>UT</td>
<td>84116-3231</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: ____________
The City of Logan has received a petition to vacate a portion of public utility easement between parcels Tax ID 05-094-00006 and 05-094-00007 in Logan, UT. 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 utility easement, or accessed exclusively by or within 300 feet of the public utility easement that is being petitioned to vacate.

Please see attached image, EXHIBIT A and EXHIBIT B, showing the easement to be vacated.

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

- Date: November 5, 2019
- 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: November 19, 2019
- Time: 5:30 PM
- Location: City Hall, 290 North 100 West, Logan, UT 84321

If you support the vacation of the public utility easement, 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. You may also sign the petition and return it to:

Logan City Engineer
290 North 100 West
Logan, UT 84321

If you have any additional questions, please call the City Engineer (Bill Young) at (435)716-9160.
Vacated Public Utility Easement

A public utility easement to be vacated located in Lot 6 and 7 of Amended Plat of Copper Springs 3 Commercial Park, recorded in the Cache County Recorder’s office under Entry No. 818483 on March 28, 2003 also located in the Northeast Quarter of Section 32, Township 12 North, Range 1 East of the Salt Lake Meridian, a 5 foot public utility easement on each side of a line described as follows:

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