

**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 _____ DAY OF _____, 2015 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 _____, 2015.

Jeannie F. Simmonds, Chair

MAYOR'S APPROVAL OR DISAPPROVAL

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

H. Craig Peterson, 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

emailed to HJ 11/10/15

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Notice: Edit

Notice Title: *

Entity: Logan

Body Name: Municipal Council

Notice Subject: * Other

Notice Subject 2: -- Please select subject --

Notice Type: * Notice Meeting Hearing

Street Address: *

Street Address continued:

City: *

Zip:

Event Start Date: *

Event End Date:

Event Deadline Date:

Description / Agenda: *

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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.

Other:

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 | .DOCX - 2007/2010 Word Document | .WPD - Word Perfect Document | .RTF - Rich Text Format | .XLS - Excel Spreadsheet | .XLSX - Excel Spreadsheet | .ZIP - Compressed file | .DOCM - Open XML Formatted file

File	Attachment Category	Date Added	Remove
Public Utility Easement and right of way 400 E Street 1000 N to 1085 N.doc	Other	<input checked="" type="checkbox"/> Added: 2015/11/10 02:56 PM	Delete
400 E from 100 N to 1085 N.pdf	Other	<input checked="" type="checkbox"/> Added: 2015/11/10 02:57 PM	Delete

CACHE VALLEY PUBLISHING
C/O ISJ PAYMENT PROCESSING CENTER
PO BOX 1570
POCATELLO ID 83204
(435) 752-2121

ORDER CONFIRMATION

Salesperson: Jaime Maw

Printed at 11/12/15 10:53 by jma13

Acct #: 180841

Ad #: 1377951

Status: N

LOGAN CITY LEGAL
290 NORTH 100 WEST
LOGAN UT 84321

Start: 11/15/2015 Stop: 11/15/2015
Times Ord: 1 Times Run: ***
LEGL 2.00 X 21.00 Words: 134
Total LEGL 42.00
Class: 0006 GOVERNMENT NOTICES
Rate: LG Cost: 49.56
Affidavits: 1

Contact:

Phone: (435) 716-9797
Fax#: (435) 716-9797
Email: lori.mathys@loganutah.org
Agency:

Ad Descrpt: TERESA HARRIS
Given by: *
Created: jma13 11/10/15 13:54
Last Changed: jma13 11/12/15 10:52

PUB	ZONE	ED	TP	START	INS	STOP	SMTWTFSS
HJ	A			97 S 11/15			
WEB	A			97 S 11/15			

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)

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