

**CITY OF LOGAN
ORDINANCE NO. 21-09**

AN ORDINANCE VACATING PUBLIC UTILITY EASEMENTS BETWEEN

PARCELS 04-062-0302, 04-062-0303 and 04-062-0304

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 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 _____, 2021 by the following vote:

Ayes:

Nays:

Absent:

Mark A. Anderson, 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 _____, 2021.

Mark A. Anderson, Chair

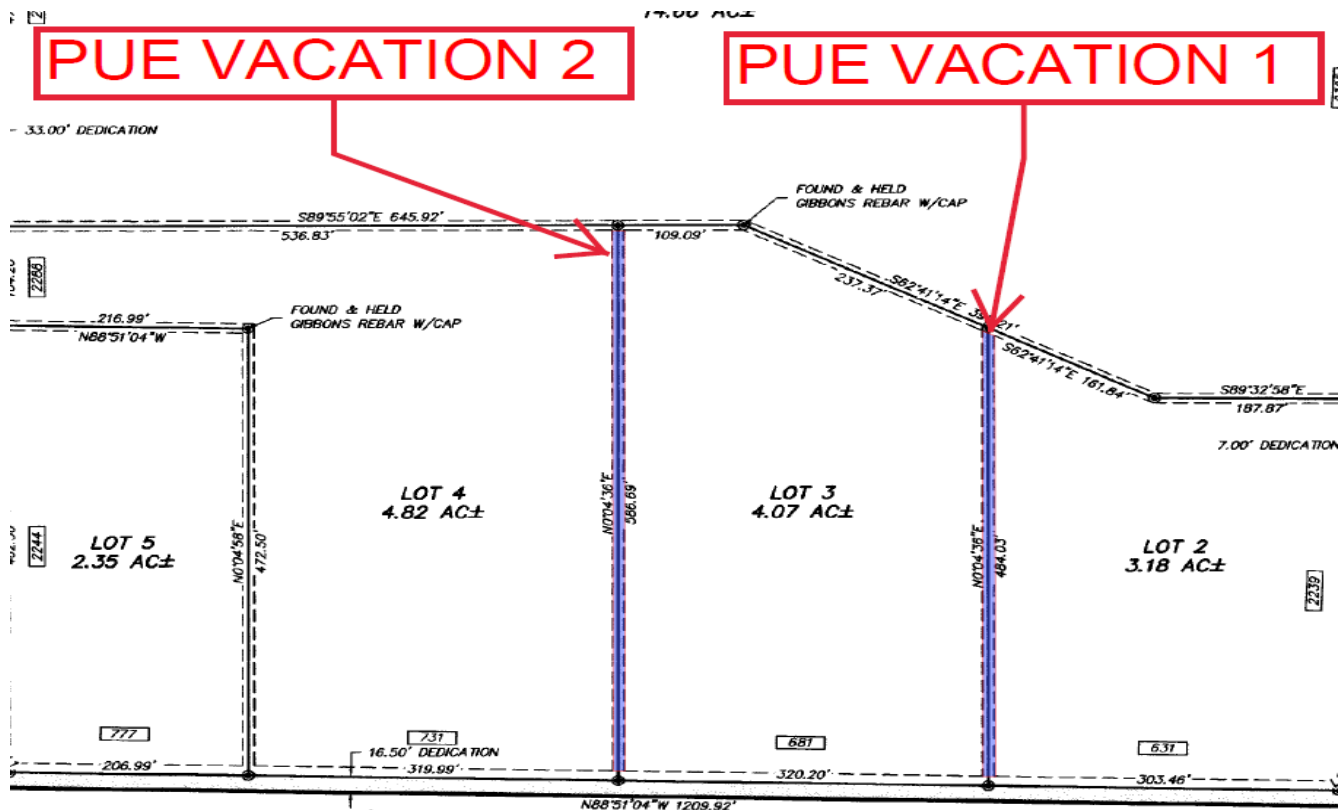
MAYOR'S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this _____ day of _____, 2021.

Holly H. Daines, Mayor

[illegible]

EXHIBIT B



PUE VACATION 1 DESCRIPTION

Beginning at a point on the northerly line of an existing 10-foot wide Public Utility Easement on the northerly right-of-way line of 2200 North Street located N88°51'04"W along said right-of-way line 5.00 feet and N0°04'36"E 10.00 feet from the southwest corner of Lot 2, AIRPORT INDUSTRIAL PARK-AMENDED Subdivision, according to the Official Plat thereof on file in the Office of the Cache County Recorder; thence N0°04'36"E 470.88 feet to the southerly line of an existing 10-foot wide Public Utility Easement; thence S62°41'14"E along said easement 11.25 feet; thence S0°04'36"W 465.93 feet to the northerly line of said easement at 2200 North; thence N88°51'04"W along said easement 10.00 feet to the point of beginning. Contains: 4,684+/- s.f.

PUE VACATION 2 DESCRIPTION

Beginning at a point on the northerly line of an existing 10-foot wide Public Utility Easement on the northerly right-of-way line of 2200 North Street located N88°51'04"W along said right-of-way line 5.00 feet and N0°04'36"E 10.00 feet from the southwest corner of Lot 3, AIRPORT INDUSTRIAL PARK-AMENDED Subdivision, according to the Official Plat thereof on file in the Office of the Cache County Recorder; thence N0°04'36"E 571.59 feet to the southerly line of an existing 10-foot wide Public Utility Easement; thence S89°55'02"E along said easement 10.00 feet; thence S0°04'36"W 571.78 feet to the northerly line of said easement at 2200 North; thence N88°51'04"W along said easement 10.00 feet to the point of beginning. Contains: 5,717+/- s.f.

**A PETITION TO VACATE CERTAIN PUBLIC UTILITY EASEMENTS LOCATED
BETWEEN AIRPORT INDUSTRIAL PARK, LOT 2, LOT 3 AND LOT 4
LOCATED AT 631 WEST, 681 WEST, 731 WEST 2200 NORTH, 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 vacations in the Airport Industrial Park Amended, between Lot 2 (Tax ID 04-062-0302), Lot 3 (Tax ID 04-062-0303) and Lot 4 (Tax ID 04-062-0304), all located at 631 West, 681 West, and 731 West 2200 North 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:

Owner	Owner Address	City/State/Zip
T & J BALLARD PROPERTIES LLC	1202 S HIGHWAY 89 STE 130	LOGAN, UT 84231
LOGAN AIRPORT ACRES LLC	2176 N MAIN ST STE 102	NORTH LOGAN, UT 84321
GENEVA ROCK PRODUCTS INC	PO BOX 1955	OREM, UT 84059
KNOWLES DEVELOPMENT LLC	PO BOX 18	LOGAN, UT 84323
KNOWLES DEVELOPMENT LLC	PO BOX 18	LOGAN, UT 84323
ABRAN SILVA	1152 S 800 E	TRENTON, UT 84338
ADOLFO & LEILANI SILVA	1152 S 800 E	TRENTON, UT 84338
ARROW GROUP LLC	460 N REDWOOD RD UNIT F	N SALT LAKE, UT 84054
JAMES C & CHRISTINE PETERSEN	541 BOULEVARD APT 2	LOGAN, UT 84321
ARROW GROUP LLC	460 N REDWOOD RD UNIT F	N SALT LAKE, UT 84054
ARROW GROUP LLC	460 N REDWOOD RD UNIT F	N SALT LAKE, UT 84054
EKS PROPERTIES LLC	680 W 600 N	LOGAN UT 84321
BROOKSIDE DEVELOPMENT LLC	552 N 200 E	SMITHFIELD, UT 84335

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 public utility easement between Lot 2 (Tax ID 04-062-0302), Lot 3 (Tax ID 04-062-0303) and Lot 4 (Tax ID 04-062-0304), all located at 631 West, 681 West, and 731 West 2200 North, in Logan, Utah. 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: April 20, 2021

Time: 5:30 PM

Location: Logan City Hall, 290 North 100 West, Logan, Utah

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

Date: May 4, 2021

Time: 5:30 PM

Location: City Hall, 290 North 100 West, Logan, Utah

If you support the vacation of the public utility easements, the petition will be available in the Public Works office at City Hall, for signing until 5:00 PM on the date indicated for the Public Hearing. You may also sign the included sheet and mail it back to:

City of Logan
290 North 100 West
Logan, UT 84321
Attn: Bill Young

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