

CITY OF GUSTAVUS, ALASKA

FY11-26

AN ORDINANCE FOR THE CITY OF GUSTAVUS AMENDING TITLE 10, SECTION 10.06.02 REAL PROPERTY DISPOSAL TO INCLUDE SUBSECTION "c"

BE IT ENACTED BY THE GUSTAVUS CITY COUNCIL AS FOLLOWS:

- Section 1. Classification. This ordinance is of general and permanent nature and shall become a part of the City of Gustavus Municipal Code.
- Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and its application to other persons, or circumstances shall not be affected thereby.
- Section 3. Enactment. Now therefore, be it enacted by the Gustavus City Council that Section 10.06.02 be amended as follows:
Bolded and Underlined items are additions.

Section 10.06.02 Real Property Disposal

a. The city may dispose of real property or an interest in real property which has been found to be no longer necessary for municipal purposes. All disposals shall be by non-code ordinance. The minimum time between introduction and adoption of ordinance for disposals other than by sealed bid or public outcry or lottery shall be thirty (30) days longer than required for other non-code ordinances. The ordinances shall include:

1. A finding that the real property or interest in real property is no longer necessary for municipal purposes and a statement of facts upon which such a finding by the city council is based;
2. A legal description of the property;
3. Type of interest in property to be disposed of as defined in Section 10.06.03;
4. The purpose of the disposal;
5. The method of disposal as identified in Section 10.06.02;
6. The value of the property or the value of the interest in property as determined by subsection "b" of this section;
7. The procedure for conducting the disposal and the time, place and manner in which the proposed disposal shall occur.

b. The value of the property or interest in property shall be fair market value as determined by an appraisal prepared by a qualified appraiser or assessor, or the city council may determine the fair market value by any other means it deems appropriate.

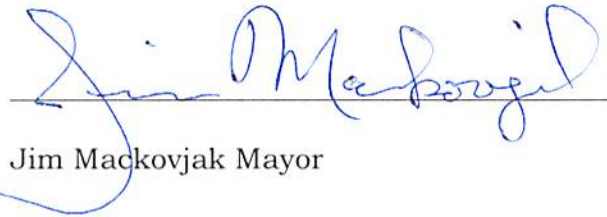
c. Sales of gravel from the Gustavus Gravel Pit shall be exempt from the Real Property Disposal Ordinance. The Mayor or Mayor's designee shall have authority to let the annual material sale contracts.

Section 4. Effective Date. This ordinance becomes effective upon adoption by the Gustavus City Council.


Date of Introduction & Publication: April 14, 2011

Date of Public Hearing & Adoption: May 12, 2011

Passed and Approved by the Gustavus City Council this 12 **day of**
May, 2011.



Jim Mackovjak Mayor



Attest: Kapryce Manchester CMC
City Clerk