

A NON CODE ORDINANCE OF THE HAINES BOROUGH APPROVING THE SALE TO ASPEN MANAGEMENT LLC OF LOTS 6 AND 7 PRIMARY SCHOOL SUBDIVISION PLAT NO. 2008-21, HAINES RECORDING DISTRICT, FIRST JUDICIAL DISTRICT, STATE OF ALASKA.

WHEREAS, Lots 6 and 7 Primary School Subdivision Plat No. 2008-21, Haines Recording District, First Judicial District, State of Alaska ("the Property") was classified for sale by the assembly with the advice of the planning commission, and the assembly directed the borough manager to commence negotiations for the sale of the Property; and

WHEREAS, negotiations were completed and an agreement on most terms regarding the sale of the Property was approved by the assembly; and

WHEREAS, the manager proceeded to complete the property sale process as authorized by Ordinance 14-01-366 upon the terms of the agreement draft attached to that ordinance, however in the sales process it became necessary to make revisions to the agreement draft; and

WHEREAS, the borough attorney advised that a new ordinance be adopted to authorize the revised sales agreement,

NOW, THEREFORE, BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance is for the specific purpose of approving a sale of Lots 6 and 7, Primary School Subdivision, Plat No. 2008-21 Haines Recording District, State of Alaska ("the Property") and shall not become a part of the Haines Borough Code;

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby;

Section 3. Effective Date. This ordinance is effective upon adoption;

Section 4. Purpose. This ordinance authorizes the sale of Property to Aspen Management, LLC upon the terms and conditions of a revised purchase and sale agreement;

Section 5. Authority. This ordinance is adopted under the authority granted the Assembly by HBC 14.20.010, HBC 14.20.020 and HBC 14.20.100 to approve the disposal of real property by negotiation; and

Section 6. Authorization and Approval. The borough manager is hereby authorized to complete the process of sale of the Property upon the terms and conditions set forth in the Agreement for Sale and Purchase of Real Estate attached hereto.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS _____ DAY OF _____, 2014.

ATTEST:

Stephanie Scott, Mayor

Julie Cozzi, MMC, Borough Clerk

Date Introduced: 04/08/14
Date of First Public Hearing: ___/___/___
Date of Second Public Hearing: ___/___/___