

City of Sand Point



ORDINANCE 2019-01

AN ORDINANCE AMENDING CHAPTER 8 OF THE SAND POINT MUNICIPAL CODE TO REMEDY OVERSIGHTS ON LANGUAGE AND PROCEDURE ON MUNICIPAL LAND DISPOSAL

WHEREAS, the City of Sand Point recognizes the need for complete and clear language in our municipal code;

WHEREAS, the certain language currently in city code is either incomplete or needs to be amended;

WHEREAS, the disposal of an asset such as City-owned real property should be made very publicly;

WHEREAS, Chapter 8 requires clarification;

NOW BE IT ORDAINED BY THE CITY COUNCIL OF SAND POINT, ALASKA:

Section 1. This is a code ordinance.

Section 2. Amendment of Chapter 8.10.070. Chapter 8.10.070 of the Sand Point Municipal Code is hereby amended to read as follows [new language is underlined, deletions are in brackets]:

§ 8.10.070. METHODS OF DISPOSAL.

(g) *Disposal for residential purposes.* Upon a finding by the City Council that there is a current residential housing shortage in the community and that making land available for residential purposes at less than market value is in the public interest, the city may convey real property or an interest in real property for less than fair market value to a domiciled city resident who seeks the parcel for development and use as a personal place of residence. That finding shall be incorporated in and made a part of the non-code ordinance that accomplishes the conveyance. When real property or interest in real property is disposed of pursuant to this division, the deed or lease must contain a

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condition subsequent which ensures that if the land is used for any use other than residential use for a period of 25 years after the disposal, title will revert to the city. In addition, disposal under this division shall include a requirement for the construction of a habitable dwelling within 2 years after the disposal or title will revert to the city.

Section 3. Amendment of Chapter 8.101. Chapter 8.10.100 of the Sand Point Municipal Code is hereby amended to read as follows [new language is underlined, deletions are in brackets]

a. At least thirty days is required between the time an ordinance or resolution proposing to dispose of city-owned real property under this chapter is introduced and the time that it is finally adopted by the city council. Once an ordinance or resolution is introduced, a notice of the proposed sale shall be posted in three conspicuous public places within the city, one of which shall be the property to be disposed of, for not less than thirty days prior to

- (1) The date of the bid opening; or
- (2) The date of the lottery; or
- (3) The date of the auction; or
- (4) The date of the proposed disposal.

(b) The notice shall include:

- (1) A legal description of the property and the type of interest to be disposed;
- (2) The method of disposal as identified in 8.10.070;
- (3) The assessed or estimated value of the property or interest in property; and
- (4) The date of the proposed disposal and the time, place, and manner in which the proposed disposal shall occur.

Section 4. Amendment of Chapter 8.10.110. Chapter 8.10.110 of the Sand Point Municipal Code is hereby amended to read as follows [new language is underlined, deletions are in brackets]:

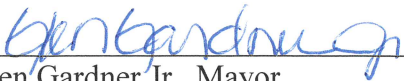
8.10.110. DEFINITIONS.

TEMPORARY USES. An exclusive use of city land which has a duration of one year or less, involves minimal disturbance to the land, and does not allow permanent structures or improvements [exceeding \$_____.]


Section 4. **Effective Date.** This ordinance shall be effective immediately.

**PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF
THE SAND POINT CITY COUNCIL THIS 12th DAY OF MARCH, 2019.**

ATTEST:



Glen Gardner Jr., Mayor



Shannon Sommer, City Clerk

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