

ORDINANCE 96-1

TOWN OF OPHIR, COLORADO

AN ORDINANCE AUTHORIZING AND DIRECTING TOWN STAFF TO SELL LOTS 3 & 4, BLOCK 4, TOWN OF OPHIR.

WHEREAS, the Ophir Planning and Zoning Commission adopted a Resolution on the 14th day of March, 1996, recommending that the General Assembly of the Town of Ophir amend the Town of Ophir Master Plan to designate Lots 1 through 12, Block 4, Town of Ophir, for sale or trade for the purpose of acquiring open space lands, or interest in lands, in Ophir valley;

WHEREAS, the General Assembly adopted resolution 96-1 amending the Town of Ophir master plan to designate Lots 1 through 12, Block 4, Town of Ophir, owned by the Town of Ophir for sale or trade for the purpose of acquiring open space lands, or interest in lands, in Ophir valley;

WHEREAS, Colorado Revised Statutes sec. 31-15-101(1)(d) authorizes municipalities to dispose of property; and,

WHEREAS, the Town of Ophir is a home rule community and the sale of Lots 3 & 4, Block 4, Town of Ophir is a matter of local concern and not in violation of the provision of the Town of Ophir Home Rule Charter;

NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, STATE OF COLORADO, the following:

SECTION 1: SALE OF LOTS 3 & 4, BLOCK 4, TOWN OF OPHIR

The Town Manager, Town Secretary, and Town Attorney are hereby authorized and directed to offer for sale Lots 3 & 4, Block 4, Town of Ophir, for a total price of at least \$99,500.00 plus the Town of Ophir 4% Real Estate Transfer Tax from the date of passage of this Ordinance until September 1st, 1996, and shall take all actions necessary to effectuate the purpose of this Ordinance. The proceeds of the sale of Lots 3 & 4, Block 4, Town of Ophir, shall be deposited into the Open Space Fund to be used exclusively for open space lands acquisition, including the purchase price of land acquisition, appraisals, legal fees, surveys, land inspections and engineering reports, environmental liability audits, and other expenses related to the purchase of land.

SECTION 2. SAFETY CLAUSE

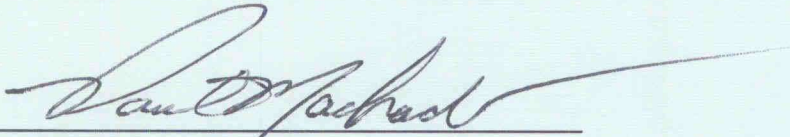
The adoption of this ordinance will promote the health, safety, and general welfare of the Ophir community.

SECTION 3. EFFECTIVE DATE

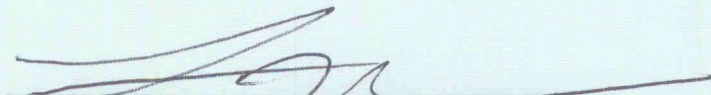
This ordinance shall be in full force and effect upon publication of notice of final adoption.

ORDINANCE 96-1 INTRODUCED, READ, AND APPROVED by the General Assembly of the Town of Ophir this 19th day of March, 1996.

SECOND READING HEARD, APPROVED AND ADOPTED, by the General Assembly of the Town of Ophir this 4th day of April, 1996.

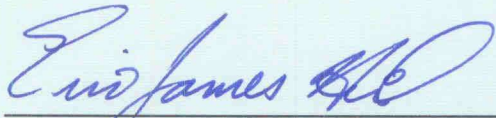


By: Meeting Moderator



Attest: Lawrence Van Hoey, Town Clerk

(Town Seal)



**Approved as to Form: Eric James Heil
Town Attorney**