

ORDINANCE No. 12-94

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, COUNTY OF YAVAPAI, ARIZONA, RATIFYING THE SALE OF ALLEYWAY RIGHT-OF-WAY IN 2007; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES

Whereas, on June 5, 2007, the Dewey-Humboldt Town Council approved a motion declaring a portion of the Richards Lane Alleyway (16 feet by 350.18 feet) as surplus and directed Town Staff to take those steps necessary to obtain bids for sale of the Property; and

Whereas, the Town published a Notice of Intent to Accept Bids and Sell Abandoned Alleyway in a local newspaper, pursuant to state law requirements; and

Whereas, the sole bidder for the property was Edna Richards, owner of an adjacent parcel, who bid \$2,250.00 for the property; and

Whereas, the Town Manager accepted the bid and, upon receipt of the \$2,250.00, executed a quit claim deed, conveying the Town's interest in the Property to Edna Richards; and

Whereas, the Town Council finds that the sale of the property to Edna Richards was the intent of the Council and is in the best interests of the Town;

Now, Therefore, Be it ordained by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, as follows:

Section I. In General

The actions of the Town Manager to accept the bid from Edna Richards and to execute a quit claim deed on behalf of the Town are hereby ratified and the sale, having been conducted in compliance with Arizona law, is hereby acknowledged by the Council and deemed to be valid.

Section II. Savings Clause

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance as amended is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remainder of this Ordinance.

Section III. Repeal of Conflicting Ordinance

All other code provisions, ordinances, or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed as of the effective date hereof.

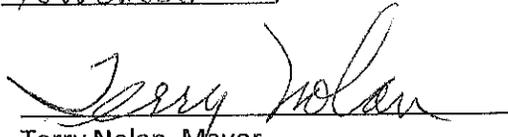
PASSED AND ADOPTED by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, this 6th day of November, 2012, by the following vote:

AYES: 6

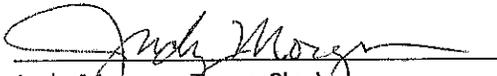
NAYES: 0 ABSENT: _____

EXCUSED: _____ ABSTAINED: _____

APPROVED this 6th day of November, 2012.


Terry Nolan, Mayor

ATTEST:


Judy Morgan, Town Clerk

APPROVED AS TO FORM:


Curtis, Goodwin, Sullivan, Udall & Schwab, P.L.C.
Town Attorneys
By Susan D. Goodwin

I, JUDY MORGAN, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 12-94 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, ARIZONA ON THE 6th DAY OF November 2012, WAS POSTED IN THREE PLACES ON THE 20th DAY OF November, 2012.


Judy Morgan, Town Clerk