

ORDINANCE 2023-01

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF OAKLEY CITY SECTION 3.011.010 REGULATING THE DISPOSAL OF REAL PROPERTY

WHEREAS, Utah Code 10-8-84 authorizes the City Council to pass ordinances which are reasonably and appropriately related to the providing for the public health, safety, morals, convenience, order, prosperity, and general welfare of the City and its residents; and

WHEREAS, the City Council desires to amend Section 3.011.010 of the Oakley City Code to better administer the disposing of real property;

WHEREAS, the proposed changes have been noticed as required, one or more public hearings were held before the Oakley City Council where citizens were given the opportunity to provide written and oral comment concerning the disposal of real property;

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Oakley City Council as follows:

SECTION 1.

Chapter 3, Section 3.011.010 of the Code of Oakley City is hereby deleted in its entirety and replaced as follows:

1. The disposal of real property shall be conducted in accordance with Title 10 Chapter 8 Part 1 Section 2 subsection 4 (UCA 10-8-2(4) of the Utah Code Annotated), and other applicable Utah State Law.
2. The City defines a significant parcel of real property to be 0.25 acres.
3. In the disposition of a significant parcel of real property, the City, will require at least fair market value.
4. The City Council may, in its sole discretion and with the advice of the city attorney, use any means or method of disposing of the property as deemed in the best interest of the City, including but not limited to requests for proposals, negotiated land sales, land trades, or other means.

SECTION 2. Repealer.

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 3. Effective Date.

This Ordinance shall become effective upon Notice of Passage.

PASSED AND APPROVED THIS 25th DAY OF January 2023

ATTEST: OAKLEY CITY MAYOR

By Amy Rydalch
Amy Rydalch, City Recorder

By Zane Woolstephulme
Zane Woolstephulme, Mayor

VOTING OF THE OAKLEY CITY COUNCIL:

COUNCILMEMBERS	YEA	NAY
Joe Frazier	<u>X</u>	_____
Kelly Kimber	_____ <u>Abstain</u>	_____
Dave Neff	<u>X</u>	_____
Tom Smart	<u>X</u>	_____
Steve Wilmoth	_____	<u>X</u>



Deposited in the Recorder's office this 2nd day of February 2023.

Posted this 2nd day of February 2023 at the following locations:

- Utah Public Notice Website
- City Website: oakleycity.com
- City Facebook and Instagram pages
- Oakley City Post Office and City Hall