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**CITY OF HOMER
HOMER, ALASKA**

City Manager

ORDINANCE 15-22(S)

AN ORDINANCE OF THE HOMER CITY COUNCIL DETERMINING THAT A PUBLIC PURPOSE DOES NOT EXIST FOR LOTS 57, 58, 59, 60, 65, 66, 67 AND 70, LILLIAN WALLI ESTATE, AND AUTHORIZING THEIR SALE.

WHEREAS, The following tax-foreclosed property located in the City was conveyed to the City of Homer ("City") by Clerk's Deed recorded in the Homer Recording District on September 28, 1992, in Book 217 at Pages 886-887:

Lots 57, 58, 59, 60, 65 and 70, Lillian Walli Estate, according to Plat 88-16, Homer Recording District, Third Judicial District, State of Alaska;

and

WHEREAS, The following tax-foreclosed property located in the City was conveyed to the City by Clerk's Deed recorded in the Homer Recording District on August 20, 1993, in Book 225 at Pages 321-322, as corrected by a Corrected Clerk's Deed recorded in the Homer Recording District on December 13, 1993, in Book 228 at Pages 865-867:

Lots 66 and 67, Lillian Walli Estate, according to Plat 88-16, Homer Recording District, Third Judicial District, State of Alaska,

(together with Lots 57, 58, 59, 60, 65 and 70, Lillian Walli Estate, the "Property"); and

WHEREAS, By Ordinance 93-9, adopted June 28, 1993, the City accepted Lots 57, 58, 59, 60, 65 and 70, Lillian Walli Estate, authorized the payment of unpaid Kenai Peninsula Borough taxes on the property with accrued interest but without penalty as required by AS 29.45.490, and found that the property was required for a public purpose; and

WHEREAS, By Ordinance 93-17, adopted October 11, 1993, the City accepted Lots 66 and 67, Lillian Walli Estate, authorized the payment of unpaid Kenai Peninsula Borough taxes on the property with accrued interest but without penalty as required by AS 29.45.490, and found that the property was required for a public purpose; and

WHEREAS, The Council has determined that a public purpose does not now exist for the Property and designated the Property for sale in Resolution 15-030(A), adopted April 27, 2015.

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NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. Pursuant to AS 29.45.460(b) and Homer City Code 18.06.042, the City hereby determines that a public purpose does not exist for the following property:

Lots 57, 58, 59, 60, 65, 66, 67 and 70, Lillian Walli Estate, according to Plat 88-16, Homer Recording District, Third Judicial District, State of Alaska.


Lots 57, 58, 59 and 60 are located on the south side of Shelley Avenue west of Robert Avenue, Lot 65 is located on the north side of Robert Avenue between West Hill Road and Shelley Avenue, Lots 66 and 67 are located on the east side of Robert Avenue between Lillian Drive and Shelley Avenue, and Lot 70 is located on the east side of Lillian Drive. Before the City acquired the Property, its last record owner according to the Kenai Peninsula Borough assessment roll was John R. Gibson.

Section 2. The City Manager is authorized to offer the Property for sale in accordance with Chapter 18.12 of the Homer City Code.

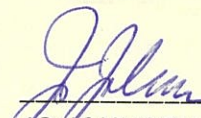
Section 3. This Ordinance is not permanent in nature, and shall not be codified.

ENACTED BY THE CITY COUNCIL OF HOMER, ALASKA, this 29th day of June, 2015.

CITY OF HOMER


MARY E. WYTHE, MAYOR

ATTEST:



JO JOHNSON, MMC, CITY CLERK

AYES: 5
NOES: 0
ABSTAIN: 0
ABSENT: 1

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First Reading: 6/15/15
Public Hearing: 6/29/15
Second Reading: 6/29/15
Effective Date: 6/30/15

Reviewed and approved as to form:

Mary K. Koester

Mary K. Koester, City Manager

Date: 7.2.15

Thomas F. Klinkner

Thomas F. Klinkner, City Attorney

Date: 7-9-15