

An Ordinance of the Haines Borough determining whether recently foreclosed properties deeded to the borough shall be retained for a public purpose or sold.

WHEREAS, delinquent property tax liens resulted in foreclosure of the following parcels within the Haines Borough (First Judicial District, State of Alaska):

B-CKA-OB-3500 - Chilkat Acres (USS 1390), Block B, Lot 35, Juneau Recording District (0.09 Acres) (Ray March, last owner of record); and

B-CKA-OB-3600 - Chilkat Acres (USS 1390), Block B, Lots 36 & 37, Juneau Recording District (0.1872 Acres) (Peyton March Estate, c/o Ray March, last owner of Record); and

WHEREAS, on August 18, 2016, the Court of the State of Alaska issued a judgment finalizing the foreclosure and conveying all rights, titles, and interest in the real property by "clerk's deed" to the Haines Borough; and

WHEREAS, the parcels are now Haines Borough property, and HBC 14.20.040 provides that borough lands may be classified for sale by the assembly with the advice of the planning commission to discuss any such classification and designation before making any recommendations to the assembly; and

WHEREAS, following discussion of the parcels during a public meeting on September 8, 2016, the planning commission decided to recommend the parcels be sold; and

WHEREAS, HBC 3.74.220 requires the borough assembly determine by ordinance whether foreclosed property deeded to the borough shall be retained for a public purpose; and

WHEREAS, foreclosed properties conveyed to the borough and not required for a public purpose may be sold provided the borough assembly, by ordinance, determines that a public need for the properties does not exist,

NOW, THEREFORE BE IT RESOLVED the Haines Borough Assembly determines the aforementioned parcels are not required for a public purpose and may be sold according to HBC 14.20.

Section 1. Classification. This ordinance is a non-code ordinance.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance shall become effective immediately upon adoption.

Section 4. Purpose. To determine whether foreclosed properties deeded to the borough shall be retained for a public purpose.

Adopted by a duly-constituted quorum of the Haines Borough Assembly on this ____ day of _____, 2016.

Attest:

Janice Hill, Mayor

Julie Cozzi, MMC, Borough Clerk

Date Introduced: 09/27/16
Date of First Public Hearing: 10/11/16
Date of Second Public Hearing: 10/25/16