

PUBLIC WORKS AND UTILITIES COMMITTEE

09-050-0

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE DIRECT SALE OF CERTAIN PROPERTY IN THE SPIRIT VALLEY AREA TO CHARLES D. AND PATRICIA J. SHAW FOR \$7,500.

CITY PROPOSAL:

The city of Duluth does ordain:

Section 1. That the city council hereby finds that

(a) As per Section 2-176(a), of the Duluth City Code, 1959, as amended (the "Code"), the manager of the city's physical planning division has reviewed this proposed conveyance and found it to be in conformity with the city's comprehensive land use plan;

(b) As per Section 2-176(b) of the Code, the city assessor has provided a written estimate of the market value which estimates that value as \$7,500;

(c) The property identified in Section 2 below is of insufficient size to allow a building to be legally constructed thereon as a stand alone parcel and therefore sale to the purchasers named in Section 2 below, as adjacent owners, is authorized pursuant to Section 2-178 of the Code.

Section 2. That the proper city officials are hereby authorized to sell and convey the following described property, by quit claim deed, to Charles D. and Patricia J. Shaw, husband and wife, for the amount of \$7,500 to be deposited into Fund 110, Agency 700, Organization 1420, Object 4640, and further to execute all documents necessary with regard to said conveyance:

That part of Lots 1-12, Block 26, Dodges Addition to Duluth, which falls between the following-described lines:

Line 1: Beginning at a point on the westerly line of Lot 12 of said Block 26, said point being 50 feet northerly from the southwest corner of said Lot 12, thence northeasterly in a straight line to a point on the northerly line of said Block 26, said point being 175 feet easterly of the northwest corner of said Lot 12 and there terminating; and

Line 2: Beginning at a point on the easterly line of Lot 1, of said Block 26, said point being 98.57 feet northerly of the southeast corner

of said Lot 1, thence southwesterly to a point on the southerly line of Lot 11 of said Block 26, said point being 4.84 feet westerly of the southeast corner of said Lot 11 and there terminating.

Section 3. This ordinance shall take effect 30 days from and after its passage and publication.

Approved:

Approved for presentation to council:

Department Director

Chief Administrative Officer

Approved as to form:

Approved:

Attorney

Auditor

PROP MGMT TH:cp 9/14/2009

STATEMENT OF PURPOSE: The purpose of this ordinance is to authorize the direct sale and conveyance of the described property to Charles D. and Patricia J. Shaw, husband and wife, for \$7,500.

The property to be sold is former DWP railroad right-of-way and lies between the Shaw's home at 6201 Greene Street and property they own on the other side of the old right-of-way. The Shaw's intend to use the property for expanded yard or other purpose consistent with current zoning and comprehensive plan requirements.

The city assessor's office has determined the value to be \$7,500 and the Shaw's have agreed to this price.

Tax base impact statement: Negligible net tax impact until such time as the property is improved with a structure or other similar site improvement.