

ORDINANCE NO. 1367

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, DECLARING CERTAIN REAL PROPERTY AS SURPLUS AND DIRECTING THAT THE PROPERTY BE SOLD TO BENEFIT LOW AND MODERATE INCOME FAMILIES; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION BY SUMMARY; SETTING AN EFFECTIVE DATE.

WHEREAS, the City of Payette is the owner of real property commonly known as 1012 1st Avenue South, Payette, Idaho; and

WHEREAS, the property on 1st Avenue South, was acquired by the City using a federal program designated for the purpose of assisting low to moderate income persons with decent, safe, affordable housing opportunities; and

WHEREAS, the Payette City Council, after a noticed public hearing held pursuant to Idaho Code § 50-1402, declared the following described property to be underutilized or no longer used for public purposes and therefore surplus property; and

WHEREAS, the City established a minimum price and required that the property be sold or conveyed for use and benefit of low or moderate income families.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PAYETTE, IDAHO:

SECTION 1: The following described real property is hereby declared surplus property:

The East 40 feet of Lot 2 and the West 15 feet of Lot 3 in Block 14 of W.F. Masters Plat of Payette, according to the Official Plat thereof, filed in Book 1 of Plats at Page 18, Official Records of Payette County, Idaho.

SECTION 2: The property shall be sold in such a manner to benefit low and moderate income families.

SECTION 3: All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 4: The provisions of this ordinance are severable and if any provision, clause, sentence, subsection, word or

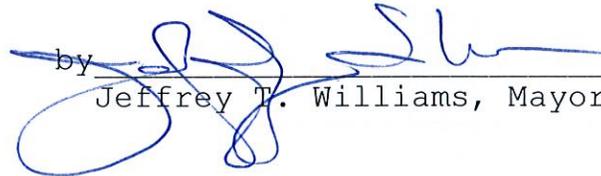
part thereof is held illegal, invalid, or unconstitutional or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this ordinance or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid or unconstitutional provision, clause sentence, subsection, word, or part had not been included therein, and if such person or circumstance to which die ordinance or part thereof is held inapplicable had been specifically exempt therefrom.

SECTION 5: This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

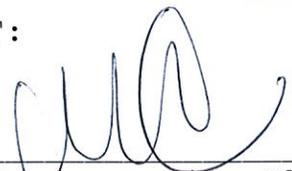
SECTION 6: This Ordinance may be published in summary form as provided by Idaho Code.

PASSED, APPROVED, ADOPTED and SIGNED this 20th day of August, 2012.

City Of Payette

by 
Jeffrey T. Williams, Mayor

ATTEST:



Mary Cordova, City Clerk

SUMMARY OF ORDINANCE 1367

Ordinance 1367 is an ordinance of the City Of Payette, Idaho, adopted August 20, 2012. The ordinance may be descriptively known as the surplus property ordinance. Ordinance 1367 declares the following described property as surplus property: The East 40 feet of Lot 2 and the West 15 feet of Lot 3 in Block 14 of W.F. Masters Plat of Payette, according to the Official Plat thereof, filed in Book 1 of Plats at Page 18, Official Records of Payette County, Idaho and directs that the property be sold to benefit low and moderate income families. Ordinance 1367 provides a severability clause, provides for publication by summary, sets an effective date, and establishes a repealer.

I, Bert L. Osborn, City Attorney for the City of Payette Idaho, certify that I am familiar with Ordinance 1367 of the City of Payette, Idaho and with the foregoing summary. The summary is true and complete and provides adequate notice to the public. The full text is on file with the Payette City Clerk and shall promptly be made available to any citizen upon request.

Dated this 29th day of August, 2012.



Bert L. Osborn