

Proposed by:	Administration
First Reading:	04/19/2012
Second Reading:	05/03/2012
Vote:	5 Aye 0 Nay 1 Absent

**MUNICIPALITY OF SKAGWAY, ALASKA
ORDINANCE NO. 12-10**

AN ORDINANCE OF THE MUNICIPALITY OF SKAGWAY, ALASKA AUTHORIZING THE MUNICIPALITY OF SKAGWAY TO LEASE WATERFRONT PROPERTY TO JAMES HIGGINS, DBA CORNER PROPANE.

WHEREAS, the Municipality received a request from James Higgins, DBA Corner Propane, to lease 15,724 square-feet of waterfront property; and

WHEREAS, the lease of said property is in the interest of the Municipality of Skagway because it enhances the safe delivery of propane products to Skagway residents; and

WHEREAS, Corner Propane is considered a utility per SMC 16.02.010;

NOW, THEREFORE BE IT ORDAINED BY THE ASSEMBLY OF THE MUNICIPALITY OF SKAGWAY, ALASKA that the Municipality of Skagway shall lease to James Higgins, dba Corner Propane, 15,724 square-feet of waterfront property described as Tax Lot 6E, a portion of ATS 4, in the appraisal report dated March 30, 2012, by Horan & Company LLC (Exhibit A), for the period of May 21, 2012, through May 20, 2027; and

BE IT FURTHER ORDAINED that the lease is subject to the terms and conditions set forth in SMC 16.02.160; and


BE IT FURTHER ORDAINED that Corner Propane shall be charged an annual rent of eight percent (8%) of fifty percent (50%) of the appraised value of \$157,240 according to Exhibit A, or \$6,289.60 annually plus applicable sales tax, paid monthly in advance; and

BE IT FURTHER ORDAINED that the Borough Manager is authorized to execute said lease with terms as defined above.

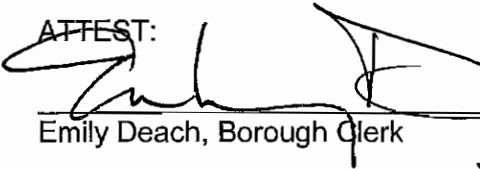
Section 1. Classification. This is a non-code ordinance.

Section 2. Effective Date. This ordinance shall become effective immediately upon adoption.

PASSED AND APPROVED by a duly constituted quorum of the Borough Assembly of the Municipality of Skagway this 3rd day of May, 2012.


Stan Selmer, Mayor

ATTEST:


Emily Deach, Borough Clerk

(SEAL)

