

ORDINANCE 97-4

AN ORDINANCE TO PROVIDE FOR THE ABANDONMENT OF ANY CLAIM OF THE CITY OF SKY VALLEY TO A ROADWAY OR RIGHT OF WAY NEAR ALEX COURT AND TO AUTHORIZE A QUIT-CLAIM THEREOF TO CLUB MANAGEMENT ASSOCIATES, INC. IN EXCHANGE FOR A QUIT-CLAIM FROM CLUB MANAGEMENT ASSOCIATES, INC. TO THE CITY OF SKY VALLEY TO A PORTION OF ALEX COURT AND A FIFTY-FOOT RIGHT OF WAY, MORE OR LESS, FOR SAID ROAD, AND TO DO ALL THINGS NECESSARY TO ACCOMPLISH SAID EXCHANGE.

WHEREAS, a portion of Alex Court running South from Alex Mountain Drive, as shown on a plat thereof by William F. Rolader, R.L.S. dated December 16, 1996, has not previously been transferred to the City of Sky Valley and it is desirable and in the best interest of the City to obtain a transfer of said tract to the City, and

WHEREAS, a right of way for a road was platted on the East side of a proposed ski slope near said Alex Court, as shown on a plat of Alex Mountain, Part 1, by William F. Rolader, R.L.S. dated May 26, 1981, but the City does not intend to assert any claim to said right of way and does not intend to construct a road at that location, and

WHEREAS, the owners of lots fronting on said platted road on the East side of said proposed ski slope do not now have access to said portion of Alex Court referred to above, which is paved and which the City desires to be transferred to it,

NOW, THEREFORE, the Council of the City of Sky Valley hereby ordains:

1. Any claim of the City to the roadway or right of way for a road described in the quit-claim deed attached hereto and made a part hereof, marked Exhibit A, is hereby abandoned and renounced after due notice and opportunity to object has been given all affected property owners.

2. The Mayor and City Clerk are hereby authorized to execute the said quit-claim deed marked Exhibit A and deliver the same to Club Management Associates, Inc. in exchange for a quit-claim deed to the said portion of Alex Court as described in a copy of said deed attached hereto and made a part hereof, marked Exhibit B.

3. The City Clerk is hereby directed to notify all property owners affected by the described transactions by certified mail as prescribed by the city attorney.

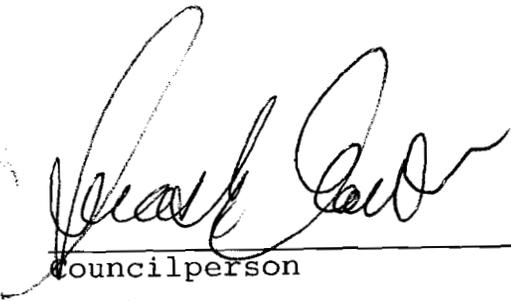
4. The effective date of this ordinance shall be thirty days after said notice to property owners.

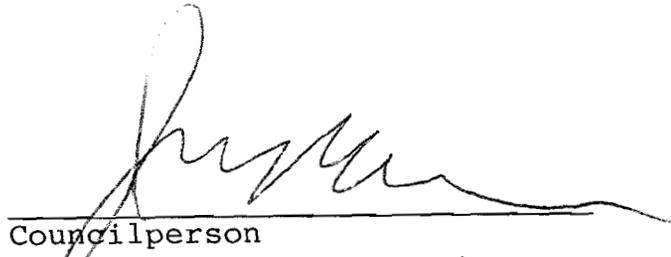
SO ORDAINED, this 3rd day of March, 1997.

Approved:

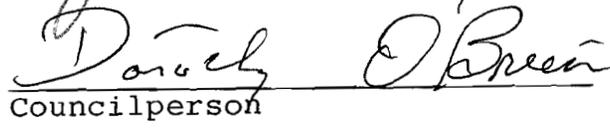

Mayor

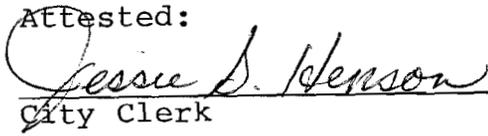

President of Council


Councilperson


Councilperson


Councilperson


Councilperson

Attested:

City Clerk