

ORDINANCE 2016-02

AN ORDINANCE AMENDING SECTIONS 1-10-2 AND 1-10-3 OF THE TOOELE COUNTY CODE REGARDING THE DISPOSAL OF COUNTY PROPERTY

WHEREAS, the Tooele County Commission desires to update the policy regarding the disposal of County property.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE BODY OF TOOELE COUNTY, UTAH AS FOLLOWS:

SECTION I – SECTION AMENDED. Section 1-10-2, *Means of property disposal*, of the Tooele County Code is hereby amended to read as attached hereto, which attachment is, by this reference, made a part hereof.

SECTION II – SECTION AMENDED. Section 1-10-3, *Disposal of a significant parcel of real property*, of the Tooele County Code is hereby amended to read as attached hereto, which attachment is, by this reference, made a part hereof.

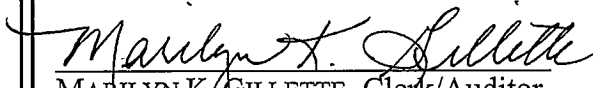
SECTION III - REPEALER. Ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.

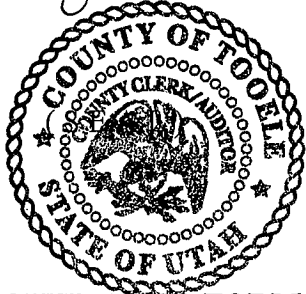
SECTION IV - EFFECTIVE DATE. This ordinance shall become effective fifteen (15) days after its passage, provided it has been published, or at such publication date if more than fifteen (15) days after passage.

IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved, and enacted this ordinance this 16th day of February 2016.

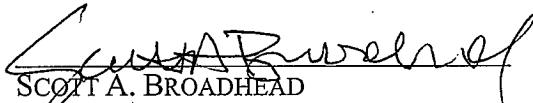
Ord. 2016-02

ATTEST:


Marilyn K. Gillette, Clerk/Auditor



APPROVED AS TO FORM:


SCOTT A. BROADHEAD
Tooele County Attorney

TOOELE COUNTY COMMISSION:


WADE B. BITNER, Chairman

Commissioner Bateman voted aye
Commissioner Bitner voted aye
Commissioner Milne voted aye

TOOELE COUNTY CODE
TITLE 1
GENERAL PROVISIONS

CHAPTER 10

PROPERTY DISPOSAL

1-10-2. Means of property disposal.

The county may dispose of any county property, including real or personal and lost or abandoned property, or any interest in such property, that it determines to be in the public interest. The disposition of property or any interest therein may be by public or private sale, exchange, exchange and sale, option to purchase, lease, lease with an option to purchase, rental, trade-in, public auction, public advertisement for sealed bids, or any other lawful means. Such disposition shall be for adequate consideration unless otherwise permitted by law. Consideration may be other than monetary.

1-10-3. Disposal of a significant parcel of real property.

(1) Before the county may dispose of a significant parcel of real property, the county shall provide reasonable notice of the proposed disposition at least 14 days before the opportunity for public comment, and allow an opportunity for public comment on the proposed disposition.

(2) For purposes of this section:

(a) "reasonable notice" means publication at least one time in a newspaper of general circulation in the county and shall include the name of the proposed purchaser and amount of the purchase;

(b) "significant parcel of real property" means a property with a market value of more than \$100,000; and

(c) "assessed value" means the most recent tax value determined by the Tooele County Assessor.

(3) Adequate consideration shall be determined as follows:

(a) If the assessed value of the property is \$100,000 or less, the assessed value shall be considered the fair market value for the parcel of real property.

(b) If the assessed value of the property is more than \$100,000, Tooele County may either:

(i) accept the assessed value as the fair market value for the parcel of real property;
or

(ii) accept the average of two independent appraisals as the fair market value for the parcel of real property.