

**ORDINANCE NO. 2005-3
TOWN OF OPHIR
SALE OF TOWN PROPERTY**

WHEREAS, C.R.S. §31-15-101(1)(d) authorizes municipalities to acquire real property; and,

WHEREAS, the Town of Ophir Master Plan desires to preserve mining claims as open space in the Ophir Valley area and a recent Ophir Questionnaire further supports preservation of mining claims in the Ophir Valley area as open space;

WHEREAS, the General Assembly finds that property values are increasing rapidly in the Ophir Valley and that property owned by the Town of Ophir should be sold for Open Space only when an actual open space property transaction is identified and under contract so as to maximize the value of the town owned assets for Open Space acquisition;

NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO, the following:

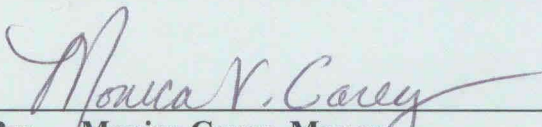
SECTION 1. SALE OF TOWN PROPERTY. Property owned by the Town of Ophir shall not be considered for sale by the General Assembly until this ordinance is repealed or until a specific open space acquisition property transaction is under contract for purchase and such contract is approved by Ordinance.

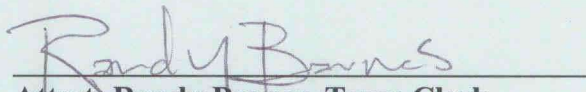
SECTION 2. EFFECTIVE DATE. This Ordinance shall be effective immediately upon final adoption.

SECTION 3. PUBLISHING. Notice of final adoption of this Ordinance shall be published in the Telluride Daily Planet along with a brief description of the ordinance.

INTRODUCED, READ, APPROVED AND ADOPTED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 21st day of June, 2005.

READ AND APPROVED ON SECOND AND FINALLY READ BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR on the 19th day of July, 2005.


By: Monica Carey, Mayor


Attest: Randy Barnes, Town Clerk
[Town Seal]

Approved as to Form: **Eric James Heil, Esq.**
Town Attorney