

**NOTICE OF INTENT
TO ADOPT AN ORDINANCE PERMITTING THE DONATION AND TRANSFER OF
CERTAIN REAL PROPERTY, COMMONLY KNOWN AS THE “VACATED PORTION
OF CHLORIDE STREET” TO WESTERN NEW MEXICO UNIVERSITY, ALL
PURSUANT TO CHAPTER 48, SECTION 48-24 OF THE
TOWN OF SILVER CITY MUNICIPAL CODE.**

The Council of the Town of Silver City, Grant County, New Mexico hereby gives notice of its intention to adopt an Ordinance under the provisions of the Town of Silver City Code of Ordinances. This notice is given the title as follows:

ORDINANCE NO. 1227

**AN ORDINANCE PERMITTING THE DONATION AND TRANSFER OF CERTAIN
REAL PROPERTY, COMMONLY KNOWN AS THE “VACATED PORTION OF
CHLORIDE STREET” TO WESTERN NEW MEXICO UNIVERSITY, ALL
PURSUANT TO CHAPTER 48, SECTION 48-24 OF THE
TOWN OF SILVER CITY MUNICIPAL CODE.**

WHEREAS, the Town Council of the Town of Silver City intends to vote in the near future on a Resolution which would vacate a portion of Chloride Street, a street right-of-way located within the boundaries of the Town of Silver City, for the express purpose of donating such vacated real property to Western New Mexico University (“WNMU”); and

WHEREAS, WNMU is a political subdivision of the State of New Mexico, and as such is a public entity; and

WHEREAS, WNMU has requested that the Town of Silver City donate said vacated property to itself for university purposes; and

WHEREAS, the Town Staff has determined that such property is not essential to the Town and shall not be needed for a future street or other public purposes; and

WHEREAS, Chapter 48, Section 48-24 permits the Town to donate real property to the State or any of its political subdivisions; and

WHEREAS, the Town Council finds that such donation will be of benefit to the university, and

beneficial to the health, safety and welfare of the Town;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF SILVER CITY, GRANT COUNTY, NEW MEXICO, that:

If the Town Council shall by subsequent Resolution declare that a portion of Chloride Street shall be vacated, the Town shall then donate and convey that portion of Chloride Street so vacated to Western New Mexico University for university purposes. The existing waterline and meters located in the vacated portion of Chloride Street are to be transferred to WNMU as part of the donation, and the care and maintenance of that portion of that water line and meters shall be the responsibility of WNMU. The Town shall install at the expense of WNMU a master meter located in the College Street right-of-way at the point where the existing water line enters WNMU property.

PASSED, ADOPTED AND APPROVED by vote of the Council of the Town of Silver City, Grant County, New Mexico, this _____ day of _____, 2014.

(Seal)

TOWN OF SILVER CITY

Michael S. Morones, Mayor

Attest:

Ann L. Mackie, Town Clerk

Consideration of the final adoption of such proposed ordinance will not take place until at least two (2) weeks subsequent to the date of this notice and only at a public meeting called and held in accordance with Section 3-17-3, N.M.S.A. 1978. Consideration of adoption of said ordinance is currently scheduled for and will not take place prior to _____, 2014.

Ann L. Mackie, Town Clerk

Date