

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-7-2016-023

ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
AUTHORIZING THE ACQUISITION OF A CERTAIN PARCEL OF LAND
FOR OPEN SPACE LOCATED AT BARRYMORE DRIVE
AND APPEARING ON THE OFFICIAL MUNICIPAL TAX MAPS AS
BLOCK 77, PORTIONS OF LOT NOS. 2.3 AND 2.3QFARM
A/K/A PROPOSED LOT 2.47

WHEREAS, the Estate of Matilda Reese (“Estate of Reese”) owned real property commonly known as 7 Barrymore Drive, identified on the official Tax Maps of the Township of Monroe as Block 77, Portions of Lot Nos. 2.3 and 2.3QFarm (a/k/a Proposed Lot 2.47) in the County of Middlesex, and State of New Jersey (“the Property”); and

WHEREAS, the Township of Monroe Planning Board included the Property in its Master Plan as property targeted for acquisition as Open Space; and

WHEREAS, in or about December, 2015, the Estate of Reese offered to sell the Property to the Township of Monroe; and

WHEREAS, the Estate of Reese agreed to sell the Property to the Township of Monroe for consideration of Three Hundred Sixty-Five Thousand Dollars (\$365,000.00); and

WHEREAS, the Township of Monroe, Chief Financial Officer, verified that there were sufficient funds remaining from the issuance of bonds pursuant to the Open Space Acquisition Bond Ordinance O-8-2000-026, to pay for the aforesaid acquisition; and

WHEREAS, The Township of Monroe’s attorney has already recorded said Deed, a copy of which is attached hereto as Exhibit “A”;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Township of Monroe, County of Middlesex, State of New Jersey, *nunc pro tunc* to April 21, 2016, as follows:

Section 1. The Mayor, Township Clerk and Township Attorney are hereby authorized and directed to execute any and all documents as are reasonably necessary to acquire title to:

- (a) All portions of the parcel of land identified as Proposed Lot 2.47 in Block 77, on the official Tax Maps of the Township of Monroe, as more particularly described on Exhibit “A”;
- (b) All improvements erected on, over and beneath aforesaid lands; and
- (c) All easements, rights-of-way or use, privileges, licenses, hereditaments, appurtenances, interests and other rights belonging to or inuring to the benefit of the lands and all right, title and interest of the owners in and to any land lying in the bed of any highway, street, road or avenue, opened or proposed, in front or abutting or adjoining aforesaid lands.

Section 2. The purchase price for the Property shall be Three Hundred Sixty-Five Thousand Dollars (\$365,000.00), as determined through arm’s length negotiations.

Section 3. The Mayor and Township Clerk are hereby authorized to accept the Deed transferring the Property for open space, provided the Deed is in a form satisfactory to the Township Attorney.

Section 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 5. If any section, subdivision, sentence, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 6. This Ordinance shall take effect upon final passage and publication as provided by law.

LESLIE KOPPEL, Council President

NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at a meeting of the Monroe Township Council held on July 6, 2016. Said Ordinance will again be read and considered for final passage at a meeting of the Monroe Township Council to be held on at 7:00 p.m. on August 1, 2016 in the Monroe Township Municipal Building, 1 Municipal Plaza, Monroe Township, New Jersey 08831. At said time and place all persons having an interest in the foregoing Ordinance will be granted an opportunity to be heard concerning the same prior to consideration for final passage by the Council.

SHARON DOERFLER, Township Clerk

MAYORAL APPROVAL

By virtue of the Optional Municipal Charter Law of 1950 and Chapter 3, Section 19 of the Code of the Township of Monroe, my approval of this Ordinance is effected by the affixing of my signature hereto.

GERALD W. TAMBURRO, Mayor

Date signed: _____