

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-2-2017-003

**ORDINANCE OF THE MONROE TOWNSHIP COUNCIL ACCEPTING
DEEDS OF DEDICATION FOR BLOCK 106.91,
LOTS 10.2 AND 17.2; AND BLOCK 106.95, LOT 1.2**

WHEREAS, pursuant to subdivision approval granted in 1995, ABD Monroe, Inc., was required to dedicate certain land to the Township of Monroe for open space, designated as Block 106.91, Lots 10.2 and 17.2 and Block 106.95, Lot 1.2, on the official tax map of the Township of Monroe; and

WHEREAS, in accordance with the map filing law, N.J.S.A. 46:26B-1 et seq. ABD Monroe, Inc. filed subdivision plats with the Clerk of Middlesex County as of January 27, 1999, as map numbers 5964, 5965, 5966 and 5967 in file 983, showing the dedication of the land to the Township of Monroe; and

WHEREAS, subsequent to the filing of the subdivision plats, ABD Monroe, Inc. declared bankruptcy and was ultimately dissolved, allowing the dedication process to lapse and the land dedication was never presented to the Township Council for acceptance; and

WHEREAS, the official tax map of the Township of Monroe filed with the Middlesex County Clerk shows the land as Township-owned open space; and

WHEREAS, the Township Council has, after consultation with its legal and engineering professionals, determined that it is in the public interest to assume the ownership of the property known as Block 106.91, Lots 10.2 and 17.2, and Block 106.95, Lot 1.2, for open space;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Township of Monroe, in the County of Middlesex, State of New Jersey, as follows:

Section 1. The Mayor, Township Clerk and Township Attorney are hereby authorized and directed to take all steps and execute any and all documents which are reasonably necessary for the Township to accept dedication of Block 106.91, Lots 10.2 and 17.2, and Block 106.95, Lot 1.2, for open space, *nunc pro tunc* to January 27, 1999.

Section 2. The Tax Collector is hereby authorized to cancel any and all accumulated taxes due on lands identified as Block 106.91, Lots 10.2 and 17.2, and Block 106.95, Lot 1.2, on the official tax map of Monroe Township, and to exempt said lands from taxation *nunc pro tunc* to January 27, 1999.

Section 3. The Tax Assessor is hereby authorized to remove Block 106.91, Lots 10.2 and 17.2, and Block 106.95, Lot 1.2, from the tax roll *nunc pro tunc* to January 27, 1999.

Section 4. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subsection, 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.

SO ORDAINED as aforesaid.

LESLIE KOPPEL, Council President

RECORDED VOTE – INTRODUCTION – February 6, 2017						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Dipierro			X			
Councilman Leibowitz			X			
Councilwoman Schneider	X		X			
Council V. President Dalina		X	X			
Council President Koppel			X			

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 February 6, 2017. Said Ordinance will again be read and considered for final passage at the next scheduled meeting of the Monroe Township Council to be held on March 6, 2017 at 7:00 p.m. at 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.

PATRICIA REID, Township Clerk

RECORDED VOTE – SECOND READING & FINAL ADOPTION – March 6, 2017						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Dipierro						
Councilman Leibowitz						
Councilwoman Schneider						
Council V. President Dalina						
Council President Koppel						

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LOTS 10.2 AND 17.2; AND BLOCK 106.95, LOT 12**

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: _____