

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-1-2019-006

ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
TRANSFERRING REAL PROPERTY DESIGNATED AS
BLOCK 25, LOTS 14.1 AND 16 TO THE MONROE
TOWNSHIP BOARD OF EDUCATION FOR PUBLIC USE

WHEREAS, on or about August 23, 2017, the Monroe Township Board of Education passed a resolution requesting that the Township of Monroe (“Township”) procure property located at 254 Applegarth Road, designated as Block 25, Lots 14.1 and 16 on the official tax map (the “Property”), for a new middle school in the township; and

WHEREAS, N.J.S.A. 40A:12-19 authorizes the transfer of public property by a municipality to the board of education to be used for educational purposes; and

WHEREAS, on December 21, 2017, the Township exercised its power of eminent domain to obtain ownership of the Property; and

WHEREAS, the Township entered into an agreement with the condemnees, Lewis Properties I, LLC and Lewis Properties II, LLC, permitting the continuing operation of the golf range business at the site during the pre-construction period until December 1, 2019; and

WHEREAS, the Township is willing to convey the property to the Monroe Township Board of Education for the aforementioned purpose subject to the terms of the agreement between the Township and the condemnees;

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 all documents which are reasonably necessary to transfer title to Block 25, Lots 14.1 and 16 to the Monroe Township Board of Education.

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 3. 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 4. This Ordinance shall take effect upon final passage and publication as provided by law.

SO ORDAINED as aforesaid.



STEPHEN DALINA, Council President

RECORDED VOTE – INTRODUCTION – January 14, 2019						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin	X		X			
Councilwoman Cohen			X			
Councilman Dipierro		X	X			
Council V. President Schneider			X			
Council President Dalina						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 January 14, 2019. 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 February 4, 2019 at 6:30 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– February 4, 2019						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin						X
Councilwoman Cohen	X		X			
Councilman Dipierro			X			
Council V. President Schneider		X	X			
Council President Dalina			X			

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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: 2/5/19