

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-12-2021-024

**AN ORDINANCE OF THE TOWNSHIP OF MONROE TO ACQUIRE BY NEGOTIATED AGREEMENT, REAL PROPERTY KNOWN AND DESIGNATED AS TAX BLOCK 78, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, MIDDLESEX COUNTY, NEW JERSEY, LOCATED AT 204 DOCKS CORNER ROAD, FOR OPEN SPACE AND GOVERNMENTAL PURPOSES**

WHEREAS, pursuant to the Local Land and Building Law, N.J.S.A. 40A:12-1, et seq. the Township has the power to acquire real property; and

WHEREAS, pursuant to N.J.S.A. 40:61-1, et seq. the Township may acquire land for open space and conservation purposes; and

WHEREAS, pursuant to N.J.S.A. 40A:12-5, the Township has the power to acquire any real property for a public purpose through a negotiated agreement process; and

WHEREAS, as a result of natural disaster, certain land known as and designated as Tax Block 78, Lot 1 on the Official Tax Map of the Township of Monroe, located at 204 Docks Corner Road, (the "Property"), has been found to be structurally unsound and unsafe in its current post-natural disaster condition; and

WHEREAS, the Township desires to purchase the Property for the purpose of open space and/or other governmental use pursuant to a negotiated agreement for a consideration of \$446,250.00; and

WHEREAS, the Township has previously adopted Ordinance 0-9-2016-032 for the expenditure of public funds for the acquisition of real property; and

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of Monroe, Middlesex County, State of New Jersey:

1. The voluntary acquisition by negotiated agreement of the Property known as Block 78, Lot 1 located at 204 Docks Corner Road (the "Property") for the purpose of open space and/or other governmental use in the Township of Monroe for a consideration of \$446,250.00 be and is hereby authorized using Ordinance O-9-2016-032 as a funding source.
2. The Township Attorney and Business Administrator are hereby authorized to take all actions necessary to acquire the Property through negotiation.
3. The Mayor and Clerk are hereby authorized to sign and witness, respectively, any contract of ale or other documents necessary to acquire the Property; and

**BE IT FURTHER ORDAINED**, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and in effect; and

**BE IT FURTHER ORDAINED**, that any ordinance or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict; and

**BE IT FURTHER ORDAINED**, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

  
MIRIAM COHEN, Council President

RECORDED VOTE – INTRODUCTION – December 6, 2021						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin		X	X			
Councilman Dipierro					X	
Councilman Van Dzura			X			
Council V. President Schneider	X		X			
Council President Cohen			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 December 6, 2021. 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 December 27, 2021, at 6:30 p.m. 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

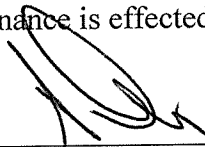
RECORDED VOTE – SECOND READING & FINAL ADOPTION – December 27, 2021						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin	X		X			
Councilman Dipierro					X	
Councilman Van Dzura		X	X			
Council V. President Schneider			X			
Council President Cohen			X			

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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.



STEPHEN DALINA, Mayor

Date signed: 12/28/2021