

ORDINANCE O:20-2022

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE
AUTHORIZING THE ACCEPTANCE OF A DEED OF DEDICATION FOR THE
ACQUISITION OF REAL PROPERTY DESIGNATED AS A PORTION OF LOTS 2, 3 &
7 IN BLOCK 3704, ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE
MORE COMMONLY KNOWN AS SPRING BEAUTY DRIVE**

WHEREAS, *N.J.S.A.* 40A:12-3 authorizes a municipality to acquire real property; and

WHEREAS, *N.J.S.A.* 40A:12-5 requires that the acquisition of real property by municipalities be accomplished by ordinance; and

WHEREAS, HRTJ, LLC (Grantor) is the owner of real property located in the Township of Monroe (Township) known as Spring Beauty Drive, Block 3704, Lots 2, 3 & 7, which is under the jurisdiction of the Township; and

WHEREAS, Grantor has tendered a deed of dedication to the Township, which is attached hereto and made a part hereof by reference, for the purposes of conveying to the Township a fee simple interest in a portion of Lots 2, 3 & 7 in Block 3704 which is the designation of such real property on the Official Tax Map of the Township of Monroe; and

WHEREAS, it has been determined by the Township Engineer that it is advantageous for the Township to accept the deed of dedication in order for the property lines and the path of the contiguous roadway to be consistent with the Monroe Township Master Plan and with the requirements of the relevant Planning Board Resolution PB-39-05; and

WHEREAS, it has been determined by the Township Council that accepting this deed of dedication and thereby acquiring fee simple interest in the subject real property would be in the best interest of the Township.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Monroe, County of Gloucester, State of New Jersey, as follows:

SECTION I. The Township is hereby authorized to acquire from HRTJ, LLC, the real property hereinbefore described as a portion of Lots 2, 3 & 7 in Block 3704 of the Official Tax Map of the Township of Monroe, which property is more specifically described in the attached deed of dedication. After all requirements respecting the enactment of this ordinance have been fulfilled the deed of dedication shall be recorded in the Office of the Gloucester County Clerk.

SECTION II. Having passed a first reading, this Ordinance shall be published in the manner required by *N.J.S.A.* 40:49-6, at least once not less than ten (10) days prior to the time fixed for further consideration for final passage.

SECTION III. Pursuant to *N.J.S.A.* 40:49-6, at least one week prior to the time fixed for final passage, a copy of the Ordinance, together with notice of the introduction, including time and place fixed for final passage, shall be mailed to every person whose land may be affected by the Ordinance.

SECTION IV. The Township Clerk shall, within sixty (60) days after the Ordinance becomes effective, file a certified copy thereof, under the seal of the Township of Monroe, together with a copy of the proof of publication thereof, in the Office of the Clerk of Gloucester County, pursuant to *N.J.S.A.* 40:67-21.

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SECTION V. The Mayor and Township Clerk are hereby authorized to execute any and all instruments and to do all things necessary to effectuate the purposes hereof.

SECTION VI. All ordinances, resolutions, and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed as to the extent of such inconsistency.

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

SECTION VIII. This Ordinance shall take effect twenty (20) days after final passage and publication as required by law.

TOWNSHIP OF MONROE

CNCL. PRES., GREGORY A. WOLFE

ATTEST:

**Twp. Clerk, Aileen Chiselko, RMC
or Deputy Clerk, Jennifer Harbison, RMC**

CERTIFICATION OF CLERK

The foregoing Ordinance was introduced at a meeting of the Township Council of the Township of Monroe held on the 12th day of September 2022, and will be considered for final passage and adoption at a meeting of the Township Council of the Township of Monroe to be held on 26th day of September 2022 at the Municipal Building, 125 Virginia Avenue, Williamstown, New Jersey 08094, at which time any person interested therein will be given an opportunity to be heard.

**Twp. Clerk, Aileen Chiselko, RMC
or Deputy Clerk, Jennifer Harbison, RMC**

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ROLL CALL VOTE

1st Reading

| | AYES | NAYS | ABSTAIN | ABSENT |
|--------------------------|-------------|-------------|----------------|---------------|
| Cncl. Falcone | | | | |
| Cncl. Fox | | | | |
| Cncl. Garbowski | | | | |
| Cncl. McKinney | | | | |
| Cncl. O'Reilly | | | | |
| Cncl. Valcourt | | | | |
| Cncl. Pres. Wolfe | | | | |
| Tally: | | | | |

2nd Reading

| | AYES | NAYS | ABSTAIN | ABSENT |
|--------------------------|-------------|-------------|----------------|---------------|
| Cncl. Falcone | | | | |
| Cncl. Fox | | | | |
| Cncl. Garbowski | | | | |
| Cncl. McKinney | | | | |
| Cncl. O'Reilly | | | | |
| Cncl. Valcourt | | | | |
| Cncl. Pres. Wolfe | | | | |
| Tally: | | | | |

The foregoing ordinance was hereby approved by the Mayor of the Township of Monroe on this _____ day of _____, 2022.

MAYOR RICHARD DiLUCIA