

**ORDINANCE NO. 22-2018**

**AN ORDINANCE OF THE TOWNSHIP OF ABERDEEN AUTHORIZING A LONG TERM LEASE AGREEMENT BETWEEN ABERDEEN SENIOR HOUSING, L.P. AND THE TOWNSHIP OF ABERDEEN FOR THE PROPERTY LOCATED AT BLOCK 39 BLOCK 1.03 FOR THE ABERDEEN SENIOR CENTER**

**WHEREAS**, Aberdeen Senior Housing, L.P., a limited partnership with an address of 77 Park Street, Montclair, New Jersey is the owner of property located at Block 39 Lot 1.03 (the “property”) on the official tax map of the Township of Aberdeen (“Township” or “Aberdeen”), which was conveyed to Aberdeen Senior Housing by the Township of Aberdeen as part of a Redevelopment project; and

**WHEREAS**, as part of the Redevelopment Agreement for the property formerly known as the South River Metals site, Aberdeen Senior Housing agreed that they would build a senior center on this property and enter into a long term lease with the Township of Aberdeen for nominal consideration for its use as a senior center; and

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the Township of Aberdeen is authorized to adopt ordinances for the preservation of the public health, safety and welfare; and

**WHEREAS**, pursuant to N.J.S.A. 40A:12-1, et seq., the Local Lands and Buildings Law, the Township of Aberdeen has the power to acquire real property and/or interests in real property for a public purpose; and

**WHEREAS**, the long term lease agreement between Aberdeen Senior Housing, L.P. and the Township of Aberdeen, which is attached hereto and made a part hereof, for use of the property as a senior center is a public purpose and is in the best interests of the Township of Aberdeen and its residents and will serve to better the public health, safety and welfare.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of Aberdeen, County of Monmouth and State of New Jersey that:

- (1) The Township is authorized to enter into a long term lease agreement with Aberdeen Senior Housing, L.P. for the property located at Block 39 Lot 1.03 for nominal consideration for use as the Aberdeen Senior Center.
- (2) The Township Attorney and Township Manager are hereby authorized to take any and all actions necessary to enter into the lease agreement for the property.
- (3) The Mayor and Township Clerk are hereby authorized to execute and witness any documents or instruments necessary to enter into the long term lease agreement for the Aberdeen Senior Center for nominal consideration subject to the review and approval of the Township Attorney as to the form of the lease.

**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 effective.

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

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

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**Karen Ventura, Township Clerk**

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**Fred Tagliarini, Mayor**