

ORDINANCE NO. 8-2017

**AN ORDINANCE OF THE TOWNSHIP OF ABERDEEN IN THE COUNTY OF
MONMOUTH, NEW JERSEY, TO ACQUIRE THE PROPERTY KNOWN AS
VACANT LAND ON GRAND AVENUE, ABERDEEN, NEW JERSEY, ALSO KNOWN
AND REFERRED TO AS BLOCK 146, LOT 3 AND AN EASEMENT ON BLOCK 146,
LOT 5 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF ABERDEEN FOR
THE PURPOSE OF THE WOODFIELD AREA SEWER PROJECT WITHIN THE
TOWNSHIP OF ABERDEEN**

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

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

WHEREAS, the Township of Aberdeen is undertaking the Woodfield Area Sewer Project as being in the public interest for the health and welfare of its citizens; and

WHEREAS, Kara Homes, Inc. a New Jersey Corporation with offices located at 309 Central Avenue, Lakewood, NJ 08701 is the owner (“Owner”) of property known as vacant land on Grand Avenue Block 146, Lot(s) 3 and 5 on the Official Tax Map of the Township of Aberdeen; and

WHEREAS, Owner has agreed to convey both ownership of Block 146, Lot 3 to Aberdeen in consideration of and in exchange for forgiveness of taxes due on the lot of approximately \$6,514.29 and an easement over Block 146, Lot 5; and

WHEREAS, acceptance of ownership and the property easement rights will help facilitate the Township’s Woodfield Area Sewer Project; and

WHEREAS, the Township Council of the Township of Aberdeen has determined that it would serve a public purpose and be to the benefit of the health, welfare and safety of the Township’s citizens for the Township to acquire ownership of Block 146, Lot 3 and the easement over Block 146, Lot 5 for the Woodfield Area Sewer Project.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Aberdeen, County of Monmouth and State of New Jersey that the Mayor and Municipal Clerk are hereby authorized and directed to execute the necessary Deed and other documents required to transfer ownership of the Property known as Vacant Land on Grand Avenue, Aberdeen, New Jersey also known and referred to as Block 146, Lot 3 and the easement over Block 146, Lot 5 on the Official Tax Map of the Township of Aberdeen (“Property”) for use as facilitating the Woodfield Area Sewer Project in exchange for forgiveness of taxes due on Block 146, Lot 3 in the appropriate amount of \$6,514.29.

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.

Passed: _____

Adopted: _____

Karen Ventura, Township Clerk

Fred Tagliarini, Mayor