

Township of Mahwah
Ordinance No. 1711

CERTIFIED TRUE COPY
Kathleen L. Blotto
TOWNSHIP CLERK
DATE: 6/14/12

Authorizing the Acquisition by a Gift of Property Known as Block 40, Lots 106, 107, and 108 in the Township of Mahwah

WHEREAS, the Mayor and the Township Council of the Township of Mahwah (“Township”) find that there is a need for the acquisition of the properties designated as Block 40, Lots 106, 107, and 108 on the Township’s current tax map (“the Property”) for potential development as a location for affordable housing; and

WHEREAS, the owner of the Property offered a gift of the Property to the Township, and therefore there will be no cost of acquiring the Property for these public purposes; and

WHEREAS, the Township’s Planning Board adopted a resolution recommending the acquisition, after referral pursuant to N.J.S.A. 40:55D-31; and

WHEREAS, the purpose of this ordinance is to approve the acquisition of the Property, pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq. and all other applicable laws.

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

Section 1: The Township will acquire, by agreement, the Property by way of a gift to the Township, in accordance with the provisions of all applicable laws and legal standards. The acquisition will include, but will not be limited to, the acquisition of all easements, rights of way, leaseholds, and other estates in and to the Property. The Mayor, Township Clerk, Township Business Administrator, and Township Attorney are authorized and directed to execute all documents necessary for the acquisition, including a contract for the purchase, which shall be in a

form prepared by or approved by the Township Attorney.

Section 2: The Property is being acquired for potential development as a location for affordable housing.

Section 3: The Township acquires the Property pursuant to all of the powers delegated to the Township pursuant to N.J.S.A. 40A:12-1 et seq.

Section 4: All ordinances or parts of ordinances that are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of any inconsistencies.

Section 5: The provisions of this ordinance are severable. If any part of this ordinance is declared to be unconstitutional or invalid by any court, the remaining parts of this ordinance will remain in full force and effect.


Section 6: This ordinance will take effect upon final approval and publication, according to law.

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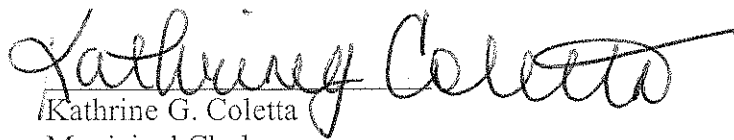
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Dated: June 12, 2012

Attest




John A. Spiech
Council President



Kathrine G. Coletta
Municipal Clerk

I, Kathrine G. Coletta, Municipal Clerk of the Township of Mahwah, hereby certify that the within Ordinance was passed and adopted at a meeting of the Township Council held on the 7th day of June, 2012.



Kathrine G. Coletta, RMC/CMC/MMC
Municipal Clerk