

ORDINANCE NO. 2021 – 17

AN ORDINANCE OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE ACQUISITION OF BLOCK 124, LOTS 69 AND 70 ON THE TAX MAPS OF THE TOWNSHIP OF LITTLE EGG HARBOR IN ACCORDANCE WITH N.J.S.A. 40A:12-3 ET SEQ.

WHEREAS, N.J.S.A. 40A:12-4 and -5 enables a municipality to adopt an ordinance to acquire real property in the Township by purchase for municipal public purpose; and

WHEREAS, the Township of Little Egg Harbor is desirous of acquiring the property located on Block 124, Lot 69 and 70, also known as 1371 and 1375 Route 539, adjacent to the Township Public Works on Route 539; and

WHEREAS, the parties have agreed upon a purchase price of \$80,000.00 for both properties (exclusive of closing costs), which is less than the current assessed value of the properties; and

WHEREAS, the governing body desires to authorize the purchase of said real property as in the public interest.

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, as follows:

SECTION 1. That the governing body does hereby authorize the purchase of property located on Block 124, Lot 69 and 70, also known as 1371 and 1375 Route 539, adjacent to the Township Public Works on Route 539, from the Seller, Jane Butensky, for an amount not to exceed \$80,000.00, exclusive of closing costs.

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Rothstein, Mandell, Strohm,
Halm & Cipriani, P.A.
ATTORNEYS AT LAW

150 Airport Road
Suite 600
Lakewood, NJ 08701

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SECTION 2. The Mayor is authorized to execute and the Township Clerk to attest to a Contract for Sale on Block 124, Lot 69 and 70 in accordance with the terms of this Ordinance, in a form acceptable to the Township Attorney.

SECTION 3. The Mayor is further authorized to execute and the Township Clerk to attest to any and all documentation necessary to effectuate the acquisition and closing of title of said real property, the form and type of documentation as acceptable to the Township Attorney.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

SECTION 4. That a Certificate of Availability of Funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract:

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Little Egg Harbor held on the 12th day of August, **2021**, and will be considered for second and final passage at a meeting of the Township Committee to be held on the 9th day of September, **2021**, at 7:00 p.m. at the Municipal Building located at 665 Radio Road, Little Egg Harbor, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

SUSAN M. FARRELL, Deputy Township Clerk
Little Egg Harbor Township

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CERTIFICATE OF AVAILABILITY OF FUNDS

I, **RODNEY R. HAINES**, Chief Financial Officer for the Township of Little Egg Harbor, do hereby certify that adequate funds are available for a contract with Seller, Jane Butensky, for the purchase of 1371 and 1375 Route 539, also known as Block 124, Lot 69 and 70 on the Tax Map of the Township of Little Egg Harbor, in the amount not to exceed \$80,000.00.

The funds which are available for this contract are found in the following line item appropriations or ordinances:

_____.

RODNEY R. HAINES, Chief Financial Officer
Township of Little Egg Harbor

MSA



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