

**RESOLUTION NO. 2022-147**

**RESOLUTION OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE TOWNSHIP TO COOPERATE WITH THE COUNTY OF OCEAN TO CONDUCT A PUBLIC HEARING AS TO THE EXCHANGE OF PROPERTY HELD AS OPEN SPACE AND TO SATISFY THE REQUIRMENTS OF N.J.S.A. 40A:12-13.5 AND N.J.A.C. 7:36-25.5**

**WHEREAS**, On September 15, 1999 the Ocean County Board of Chosen Freeholders authorized the purchase of Block 326, Lots 27, 27.01 & 62 in Little Egg Harbor Township, totaling 41.86 acres for a total of \$737,500.00 by Resolution #1999-01075 and;

**WHEREAS**, On July 6, 2016 the Ocean County Board of Chosen Freeholders authorized the purchase of Block 326.33, Lot 46 in Little Egg Harbor Township totaling 0.15 acres for a total of \$110,000.00 by Resolution #2016000827; and

**WHEREAS**, the Township of Little Egg Harbor is desirous of exchanging various properties identified in Addendum A for the County property at Block 326, Lots 27, 27.01 & 62 and Block 326.33, Lot 46; and

**WHEREAS**, the Township of Little Egg Harbor would continue to maintain the exchanged County property as Open Space as well as list it on their Recreation Open Space Inventory ("ROSI") with New Jersey, Department of Environmental Protection (NJDEP) Green Acres Program; and

**WHEREAS**, in accordance with N.J.S.A. 40A:12-13.5, the County will be required to prepare a report identifying the reasons for the proposed exchange of lands, along with all advantages and disadvantages, benefits and detriments of the proposed exchange and will be

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required to hold two public hearings on the proposed exchange, one in the County seat and one in the Township; and

**WHEREAS**, in accordance with NJDEP Green Acres Program rules, specifically N.J.A.C. 7:36-25.5, the properties involved in the exchange will be subject to an Administrative Transfer of Parkland and any Open Space restrictions will remain in effect; and

**WHEREAS**, pursuant to N.J.A.C. 7:36-25.5, the Township understands that it shall provide the NJDEP with the following notices and information:

i. At least 30 days prior to any public hearing to be held on the proposed transfer of parkland (“parkland” means land acquired, developed, and/or used for recreation and conservation purposes, and includes funded and unfunded parkland) advance written notice of the hearing;

ii. At least 90 days prior to the execution of the transfer by the Township, a copy of a draft deed or other instrument by which the parkland is to be transferred; and

iii. Within 90 days after final approval of the proposed transfer of parkland by the Township, written proof that a public hearing was held as required; and

iv. Within 90 days of the execution of the transfer, written notice that the transfer of parkland has been executed, including a copy of the recorded deed or other instrument by which the transfer was accomplished.

**WHEREAS**, at their October 21, 2021 meeting the Ocean County Natural Lands Trust Fund Advisory Committee recommended to the Ocean County Board of Commissioners that the

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County begin the Administrative Transfer of Parkland by consensus for Block 326, Lots 27, 27.01 & 62 and Block 326.33, Lot 46 in Little Egg Harbor Township for the lots identified in Addendum A, which has equal value to the County property; and

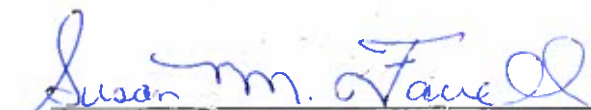
**WHEREAS**, the County adopted a companion Resolution of authorization and cooperation at its June 1, 2022 meeting.

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

1. That the Township Administrator and staff are authorized to work with the County of Ocean to satisfy the requirements of N.J.S.A. 40A:12-13.5 and N.J.A.C. 7:36-25.5 for the exchange of property as delineated herein above, which will continue to be held as open space in the Little Egg Harbor Township.
2. That a certified copy of this Resolution shall be forwarded to the Township Administrator, the Township Natural Lands Trust Advisory Committee, Township Chief Financial Officer, and the Ocean County Administrator.

**CERTIFICATION**

I, **SUSAN M. FARRELL, RMC**, do hereby certify that the foregoing resolution was duly adopted by the Township of Little Egg Harbor Township Committee at a meeting held on the **9<sup>th</sup>** day of **June, 2022**.



**SUSAN M. FARRELL, RMC**  
Deputy Township Clerk  
Township of Little Egg Harbor

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## ADDENDUM A

Properties owned by the Township of Little Egg Harbor for Proposed Transfer to the County of  
Ocean

Block 109, Lots 46, 54, 99

Block 126, Lots 21, 24, 25, 26

Block 269, Lots 3, 9

Block 326.201, Lots 63, 64

Block 326.203, Lots 2-22



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