

RESOLUTION NO. 2024-087

RESOLUTION OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PREPARATION OF SPECIFICATIONS FOR DEMOLITION OF THE STRUCTURE LOCATED AT 360 ROUTE 9 SOUTH (BLOCK 291, LOT 8)

WHEREAS, the Township obtained an Order dated March 1, 2024, entitled Township of Little Egg Harbor v. Terrance Allen, Docket No. OCN-C-193-23, in the Superior Court of New Jersey, Chancery Division, Ocean County, which found that the property at 360 Route 9 South is a continuing public nuisance and a danger to the health, safety and welfare of the citizens of the Township and must be abated; and

WHEREAS, since the estimated costs of the demolition exceeds \$17,500.00, the project must be publicly bid in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, it is the desire of the governing body to advertise for and receive bids for the demolition of the structure located at Block 291, Lot 8 and further to authorize the appropriate Township personnel to prepare the bid specifications for the receipt of bids for same; and

WHEREAS, upon completion of the demolition, any and all funds expended by the Township to abate the nuisance shall become a Municipal Lien against the property located at Block 291, Lot 8.

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:

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ATTORNEYS AT LAW

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Toms River, NJ 08753

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1. That the governing body does hereby authorize the preparation of specifications and the subsequent receipt of bids for demolition of the structure located at Block 291, Lot 8 (360 Route 9 South). The Township shall determine the time, date and place for the receipt of said bids.

2. That the Township Administrator and/or other appropriate Township personnel are hereby authorized to prepare the bid specifications for the demolition of the structure located at Block 291, Lot 8.

3. That a notice to bidders shall be published in regard to the receipt of bids for demolition of the structure located at Block 291, Lot 8, in accordance with the specifications prepared by the appropriate personnel.

4. That upon completion of the demolition, any and all funds expended by the Township to abate the nuisance shall become a Municipal Lien against the property located at Block 291, Lot 8.

5. That a certified copy of this Resolution shall be forwarded to the Chief Financial Officer/Administrator and the Tax Collector.

CERTIFICATION

I, KELLY LETTERA, CMC, RMC, Municipal Clerk of Little Egg Harbor Township, do hereby certify that the foregoing resolution was duly adopted by the Little Egg Harbor Township Committee at a meeting held on the 14th day of March, 2024.



KELLY LETTERA, CMC, RMC
Township Clerk
Little Egg Harbor Township

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ROTHSTEIN, MANDELL, STROHM, HALM & CIPRIANI, P.A.

Danielle A. Rosiejka, Esq. Attorney ID No.: 022982012

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Attorney for Plaintiff, Township of Little Egg Harbor

TOWNSHIP OF LITTLE EGG HARBOR,	SUPERIOR COURT OF NEW JERSEY CHANCERY DIVISION, OCEAN COUNTY
Plaintiff,	
v.	DOCKET NO. OCN-C- 193-23 CIVIL ACTION
TERRANCE ALLEN; JOHN AND JANE DOES 1-10; ABC LLC's 1-10; and ZYZ CORPS 1-10.	ORDER
Defendants.	

THIS MATTER being brought before the Court by Danielle A. Rosiejka, Esq. on behalf of the law firm of Rothstein, Mandell, Strohm, Halm & Cipriani, P.A., attorney for Plaintiff, Township of Little Egg Harbor, seeking relief by way of summary action pursuant to N.J. Ct. R. 4:67- 1(a). Based upon the facts set forth in the verified complaint filed herewith and the Court having determined that this matter may be commenced by order to show cause as a summary proceeding pursuant to N.J. Ct. R. 4:52 and the court having established a return date of March 1st, 2024 and having reviewed such evidence and heard such testimony as deemed necessary and appropriate.

IT IS ON THIS 1st day of March, 2024,

ORDERED that the court finds the Defendant's property is a continuing public nuisance and is a danger to the health safety and welfare of the members of the Township of Little Egg Harbor and must be immediately abated; and it is further



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ORDERED that the Plaintiff is hereby granted access on and over the Defendant's property, located at 360 Route 9 South in Little Egg Harbor Township, New Jersey, for the purpose of demolishing the structure to cure and abate the public nuisance; and it is further

ORDERED that the Plaintiff shall cure and abate the condition at the Defendant's property between the hours of 9:00 am and 4:00 p.m. on any weekday, Monday through Friday after first having served this order on the Defendant; and it is further

ORDERED that Pursuant to N.J.S.A. 40:48-2.12(f) the Township is acting as set forth in the Verified Complaint to expend public funds to abate the nuisance on the Defendant's property. Upon the completion of such action / abatement by the Plaintiff any and all funds expended by the Plaintiff to abate the nuisance shall become a Municipal Lien against the Defendant's real property; and it is further

ORDERED that copies of this Order be served upon all parties within seven (7) days of the date herein.

Mark A Tronccone

HON. MARK A. TRONCONE, P.J.Ch.

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This order was unopposed.