

TOWNSHIP OF MANALAPAN

ORDINANCE NO. 2010-12

**ORDINANCE AUTHORIZING THE EXERCISE OF EMINENT DOMAIN TO ACQUIRE
A FEE SIMPLE INTEREST IN A PORTION OF BLOCK 59, LOT 6.04 ALSO KNOWN
AS 161 IRON ORE ROAD IN THE TOWNSHIP OF MANALAPAN**

WHEREAS, pursuant to N.J.S.A. 40A:12-5 the Township of Manalapan is hereby authorized to acquire by purchase, gift or condemnation the lands/premises known and described as known as Block 59 Lot 6.04 also known as 161 Iron Ore Road; and

WHEREAS, it is necessary for the Township of Manalapan to acquire a portion of Block 59 Lot 6.04 through condemnation or otherwise in order to complete road improvements to the intersection of Highbridge Road, Mount Vernon Road, and Iron Ore Road (County Route 527), Manalapan, New Jersey.

WHEREAS, negotiations with the property owner have failed to result in an agreement as to the fair market value for the property.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Manalapan, County of Monmouth and State of New Jersey, as follows:

Section 1. The Township Committee hereby authorizes commencement of eminent domain proceedings to acquire in fee simple title a portion of the property known and designated as Block 59, Lot 6.04 on the official Tax Map of the Township of Manalapan, in an amount to be determined by way of appraisal pursuant to the Eminent Domain Act.

Section 2. That it is the intent of this Ordinance to allow the exercise of eminent domain to acquire the aforesaid property.

Section 3. That the Municipal Clerk, Township Engineer, Township Attorney, Township Administrator, Chief Financial Officer and such other municipal officials as are appropriate be and are hereby authorized to execute such documents and to undertake such action as may be necessary to carry out the purpose of this Ordinance.

Section 4. This Ordinance shall take effect upon adoption and publication according to law.

NOTICE OF PUBLIC HEARING

The Ordinance published herewith was Introduced and approved at a meeting of the Township Committee of the Township of Manalapan held on July 14, 2010. This Ordinance will be further considered for final passage after a Public Hearing thereon before the Township Committee of the Township of Manalapan during a meeting to be held on August 11, 2010 at the Municipal Complex, 120 Route 522 and Taylors Mills Road, Manalapan, New Jersey at 8:00 p.m. or as soon thereafter as the matter may be reached, or at any meeting to which that meeting may be adjourned, at which time any and all persons who may be interested therein will be given an opportunity to be heard.

The proposed Ordinance in its entirety is on file in the Municipal Clerk's Office and copies may be obtained without charge between the hours of 8:30 a.m. and 4:30 p.m. Monday through Thursday.

ROSE ANN WEEDEN, Municipal Clerk