

**TOWNSHIP OF MANALAPAN
ORDINANCE NO. 2009-28**

**AN ORDINANCE AUTHORIZING THE PURCHASE OF REAL PROPERTY
KNOWN AND DESIGNATED AS TAX BLOCK 70, PORTION OF LOTS 18 AND 19.02
ON THE TAX AND ASSESSMENT MAP OF THE TOWNSHIP OF MANALAPAN
AND LOCATED ALONG DAUM ROAD IN THE TOWNSHIP OF MANALAPAN,
COUNTY OF MONMOUTH AND STATE OF NEW JERSEY**

WHEREAS, pursuant to N.J.S.A. 40A:12-1 et. seq. a municipality may acquire any real property for public use; and

WHEREAS, Ester Braun is the owner of real property known and designated as Tax Block 70, Lots 18 and 19.02 on the Tax and Assessment Map of the Township of Manalapan and located along Daum Road in the Township of Manalapan, County of Monmouth and State of New Jersey; and

WHEREAS, the real property known and designated as Tax Block 70, Lots 18 and 19.02 on the Tax and Assessment Map of the Township of Manalapan consists of 45 acres more or less in area; and

WHEREAS, the Township of Manalapan has determined that the portion of the aforementioned real property shown on the Conceptual Subdivision Map prepared by CME Associates attached hereto is needed for public use; and

WHEREAS, the Township of Manalapan seeks to acquire a portion of the real property known and designated as Tax Block 70, Lots 18 and 19.02 on the Tax and Assessment Map shown on the Conceptual Subdivision Map prepared by CME Associates attached hereto and consisting of approximately 41 acres, in accordance with N.J.S.A. 40A:12-1 et. seq.

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

Section I.

The Township of Manalapan authorizes the acquisition of purchase of a portion of real property known and designated as Tax Block 70, Lots 18 and 19.02 on the Tax and Assessment Map of the Township of Manalapan shown on the Conceptual Subdivision Map prepared by CME Associates attached hereto and consisting of approximately 41 acres, in accordance with the provisions of the Local Lands and Buildings Law Pursuant to N.J.S.A. 40A:12-1 et. seq.

Section II.

The Township of Manalapan authorizes the Township Attorney, Township Engineer and such other Township officials as are necessary to obtain such appraisals as are necessary to ascertain the fair market value of the aforesaid real property to be acquired.

Section III.

The Township of Manalapan authorizes the Township Attorney to prepare a contract of sale and to negotiate its terms in accordance with applicable law and to do and to perform all other acts as are necessary to complete the real estate transaction including retaining such professionals including, but not limited to, such engineers, land surveyors, title company and the like.

Section IV.

The Township of Manalapan authorizes the adoption of a subsequent Resolution to confirm the actual sale price.

Section V.

The appropriate Township Officials, the Township Attorney, the Township Clerk and such other Township Officials and/or professionals are authorized and directed to execute any and all documents on behalf of the Township of Manalapan in regard to this matter.

Section VI.

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section VII.

This Ordinance shall take effect immediately upon final passage and publication according to law.

Rose Ann Weeden, Clerk
Township of Manalapan

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 October 14, 2009. The 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 November 10, 2009 at the Municipal Complex, 120 Route 522 & 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 8:30 a.m. and 4:30 p.m. Monday through Friday. A complete copy may also be obtained from the Manalapan Township website www.twp.manalapan.nj.us by clicking on the Ordinance title listed on the agenda posted for the Township Committee meeting of November 10, 2009.

Rose Ann Weeden, Clerk
Township of Manalapan