

AN ORDINANCE OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PRIVATE SALE AND CONVEYANCE OF A PORTION OF BLOCK 961.01, LOT 2.04, TO BE KNOWN AS LOT 2.08, LYING WITHIN THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13, ET SEQ., TO THE LAKEWOOD TOWNSHIP MUNICIPAL UTILITIES AUTHORITY FOR NOMINAL CONSIDERATION.

WHEREAS, the Township of Lakewood is the owner of real property known as Block 961.01, Lot 2.04 lying within the Township of Lakewood, containing 42.92 +/- acres, in the Township of Lakewood, County of Ocean, State of New Jersey (collectively the "Property"); and

WHEREAS, pursuant to N.J.S.A. 40A:12-13(b)(1), the Township Committee may, by ordinance, sell any real property, capital improvements or personal property not needed for public use at a private sale to any political subdivision, agency, department, commission board, or body corporate and politic; and

WHEREAS, The Lakewood Township Committee has determined that a portion of the Property, as below described and shown on the attachments hereto, should be transferred to the Lakewood Township Municipal Utilities Authority for the erection of Well # 20 by the Lakewood Township Municipal Utilities Authority and related facilities located thereon; and

WHEREAS, the portion of the property shall be designated at Lot 2.08 in Block 961.01, as more particularly described in the attached Legal Description prepared by Michael S. Finnegan, P.L.S. of T & M Associates, dated December 9, 2015, creating a 150' by 150' parcel containing 22,500 square feet, or 0.517 acre as further depicted on "Exhibit Map Showing Proposed Lot 2.08 in block 961.01 again prepared by Michael S. Finnegan, P.L.S. of T & M Associates, dated December 9, 2015 as attached hereto; and

WHEREAS, this property is not needed for public use by the municipality, but is needed to further the provision of potable water by the Lakewood Township Municipal Utilities Authority for the residents of Lakewood Township; and

WHEREAS, inasmuch as this transfer is from the municipality to an authority of the Township of Lakewood, same may and should be made for a nominal consideration of one dollar (\$1.00); and

WHEREAS, this transfer shall benefit the residents of the Township of Lakewood through the provision of potable water from a new well, to be known as Well # 20:

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

SECTION 1. In accordance with N.J.S.A. 40A:12-13(b)(1), the Township Committee does hereby authorize the private sale and transfer of a portion of the property known as Block 961.01 Lot 2.04 that shall be designated at Lot 2.08 in Block 961.01, as more particularly described in the attached Legal Description prepared by Michael S. Finnegan, P.L.S. of T & M Associates, dated December 9, 2015, creating a 150' by 150' parcel containing 22,500 square feet, or 0.517 acre as further depicted on "Exhibit Map Showing Proposed Lot 2.08 in Block 961.01 again prepared by Michael S. Finnegan, P.L.S. of T & M Associates, dated December 9, 2015 as attached hereto, in the Township of Lakewood, County of Ocean, State of New Jersey to the Lakewood Township Municipal Utilities Authority for the nominal sum of one dollar (\$1.00).

SECTION 2. The Mayor, or in his absence the Deputy Mayor, and the Township Clerk are authorized to execute the deed and any and all other documents necessary to effectuate this transfer.

SECTION 3. The Township Clerk shall publish, this ordinance, after being introduced and having passed a first reading, at least once not less than 7 days prior to the time fixed for further consideration for final passage.

SECTION 4. The Township of Lakewood makes no representations with regard to the Property or title. This conveyance is made "as is."

SECTION 5. A certified copy of the Ordinance shall be posted on the bulletin board or other conspicuous place in the municipal building.

SECTION 6. That all ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 7. If any section, subsection, paragraph, sentence or any part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance not directly involved in the controversy in which such judgment shall have been rendered.

SECTION 8. This Ordinance shall take effect upon final passage and publication in accordance with law.

NOTICE

PUBLIC NOTICE is hereby given that the foregoing ordinance was introduced at a meeting of the Township Committee of the Township of Lakewood, in the County of Ocean and State of New Jersey on the **15th day of February, 2017**, and was then read for the first time. The said Ordinance will be further considered for final passage by the Township Committee in the Town Hall at 7:30 p.m. on **March 2, 2017**. At such time and place or any time or place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

KATHRYN HUTCHINSON, RMC
Township Clerk