

**LAFAYETTE TOWNSHIP
SUSSEX COUNTY, NEW JERSEY**

ORDINANCE 2018-11

AN ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN
REAL PROPERTY LISTED ON THE TOWNSHIP'S OFFICIAL TAX MAPS
AS A PORTION OF BLOCK 20, LOTS 2.01 and 2.02 IN THE TOWNSHIP OF
LAFAYETTE, COUNTY OF SUSSEX AND STATE OF NEW JERSEY
("THE MORGAN PROPERTY")

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-1, et seq., provides that a municipality may, by ordinance, provide for the acquisition of real property or an interest therein by purchase, gift, devise, lease, exchange, or condemnation in the manner provided in the Eminent Domain Act, N.J.S.A. 20:3-1, et seq.; and

WHEREAS, the Township Committee has determined that it is in the best interest of the Township to acquire a portion of Block 20, Lots 2.01 and 2.02 (the "Property") as described on the tax map for the Township of Lafayette for the sum of Three Hundred Thousand (\$300,000.00) Dollars; and

WHEREAS, the parties estimate that the size of the Property is 42.794 acres; and

WHEREAS, this acquisition will cost the Township of Lafayette an amount not to exceed Forty-Two Thousand (\$42,000) Dollars, which amount includes the purchase price and closing costs; and

WHEREAS, the purchase of the property is specifically contingent upon the Township receiving open space grants from the County of Sussex in the approximate amount of One Hundred Thousand (\$100,000) Dollars, and from New Jersey Green Acres in the approximate amount of One Hundred Sixty-Six Thousand Five Hundred (\$166,500) Dollars; and

WHEREAS, the Township Council desires to purchase this property, as it is in the best interest of the Township.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Lafayette in the County of Sussex and State of New Jersey, as follows:

SECTION 1. The Township of Lafayette hereby authorizes the Mayor and Township Clerk to execute a contract for the acquisition of the Property, subject to the receipt of monies from the County of Sussex and New Jersey Green Acres.

SECTION 2. The Township of Lafayette hereby authorizes the construction of trails, trailheads, parking areas, and such other uses permitted by Green Acres on the Property.

SECTION 3. The Mayor and Township Clerk and all other proper officers and employees of the Township are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Ordinance.

SECTION 4. No debt is to be authorized by the enactment and passage of this Ordinance.

SECTION 5. All ordinances of the Township of Lafayette which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 7. This Ordinance shall take effect upon final passage and publication as required by law.

NOTICE

The above entitled Ordinance was introduced and passed at first reading by the Lafayette Township Committee at a meeting on July 3, 2018 and after publication and a public hearing was finally adopted by the Lafayette Township Committee at a meeting held on August 7, 2018.

Mayor:

Municipal Clerk: