

ORDINANCE NO. 3600, As Amended

AN ORDINANCE TO ACQUIRE BY PURCHASE OR CONDEMNATION CERTAIN LANDS WITHIN THE TOWNSHIP OF FRANKLIN, SOMERSET COUNTY, STATE OF NEW JERSEY FOR PARKS AND/OR CONSERVATION PURPOSES

SUMMARY

An ordinance authorizing the acquisition by purchase or condemnation the following properties: Block 345/Lots 16-27 and Block 349.01/Lots 58-67, West Point Avenue and Warren Street, for parks and/or conservation purposes.

WHEREAS, pursuant to NJSA 40:48-2, the Township of Franklin is authorized to adopt an Ordinance for the preservation of public health, safety and welfare; and

WHEREAS, pursuant to NJSA 40:61-1 et. seq., the Township may acquire lands for park and conservation purposes; and

WHEREAS, pursuant to NJSA 40A:12-5, the Township has the power to acquire any real property for a public purpose by purchase or condemnation; and

WHEREAS, the Township has obtained an appraisal report that states the fair market value of the property to be acquired; and

WHEREAS, the Township has determined that it would serve a public purpose for it to acquire said property to preserve open space within the Township;

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that:

1. The acquisition by negotiation and/or eminent domain, of the following parcel of land is hereby authorized:

West Point Properties: Block 345/ Lots 16-19 (consisting of +/- .73 acres); Block 345/Lots 20-21 (consisting of +/- .36 acres); Block 345/Lots 22-27 (consisting of +/- 1.10 acres) and Block 349.01/Lots 58-67 (consisting of +/- 1.88 acres)

2. The Township shall pay for the acquisition of the properties set forth in Paragraph 1 hereof, the fair market value on the date of acquisition, as determined by an appraisal report prepared on behalf of the Township by a recognized and qualified appraiser and after approval of said amount by the Township Council.

BE IT FURTHER ORDAINED that this ordinance shall take effect following adoption and approval in a time and manner prescribed by law.

ORDINANCE NO. 3600

THIS IS A TRUE COPY OF AN ORDINANCE ADOPTED BY THE TOWNSHIP COUNCIL, TOWNSHIP OF FRANKLIN, SOMERSET, NJ

Introduced:	March 14, 2006
Public Hearing:	March 28, 2006
Adoption:	March 28, 2006
Notice of Adoption:	April 6, 2006
Effective Date:	April 26, 2006

Ann Marie McCarthy, Township Clerk