

**ORDINANCE NO. 3665**

**AN ORDINANCE TO ACQUIRE BY PURCHASE OR CONDEMNATION CERTAIN LANDS WITHIN THE TOWNSHIP OF FRANKLIN, SOMERSET COUNTY FOR PARKS AND CONSERVATION PURPOSES (BLOCK 10, LOTS 10.03 AND 10.05)**

**SUMMARY**

An ordinance authorizing the acquisition by purchase or condemnation the following properties: Peter Madden Farm Property identified as Block 10, Lots 10.03 and 10.05, consisting of +/- 17.66 acres for parks and 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:

Peter Madden Farm Property identified as Block 10, Lots 10.03 and 10.05, consisting of +/- 17.66 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.

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

Introduced: February 13, 2007  
Public Hearing: March 13, 2007  
Adoption: March 13, 2007  
Notice of Adoption: March 19, 2007  
Effective Date: April 2, 2007

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Ann Marie McCarthy, Township Clerk