TOWNSHIP OF FRANKLIN
ORDINANCE NUMBER 3666

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 3256 FINALLY ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP ON DECEMBER 11, 2001 ENTITLED, "BOND ORDINANCE PROVIDING FOR THE PAYMENT OF THE PURCHASE PRICE FOR THE ACQUISITION OF LANDS FOR OPEN SPACE AND FARMLAND PRESERVATION, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF FRANKLIN, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING $14,400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $13,680,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF," AS AMENDED BY BOND ORDINANCE NUMBER 3293 FINALLY ADOPTED ON JUNE 13, 2002, AS AMENDED BY BOND ORDINANCE NUMBER 3369 FINALLY ADOPTED ON APRIL 8, 2003, AS AMENDED BY BOND ORDINANCE NUMBER 3401 FINALLY ADOPTED ON SEPTEMBER 23, 2003, AS AMENDED BY BOND ORDINANCE NUMBER 3522 FINALLY ADOPTED FEBRUARY 8, 2005, AS AMENDED BY BOND ORDINANCE NUMBER 3601 FINALLY ADOPTED MARCH 28, 2006, AS AMENDED BY BOND ORDINANCE NUMBER 3619 FINALLY ADOPTED JUNE 29, 2006, TO AMEND THE DESCRIPTION THEREOF

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF FRANKLIN, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The bond ordinance of the Township of Franklin, in the County of Somerset, State of New Jersey (the "Township") heretofore finally adopted by the Township Council of the Township on December 11, 2001, number 3256, entitled, "Bond Ordinance Providing For The Payment Of The Purchase Price For The Acquisition Of Lands For Open Space And Farmland Preservation, All Lawful And Public Purposes, By And In The Township Of Franklin, In The County Of Somerset, State Of New Jersey (The "Township"); Appropriating $14,400,000 Therefor And Authorizing The Issuance Of $13,680,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof," as amended by Bond Ordinance Number 3293 finally adopted on June 13, 2002, as

amended by Bond Ordinance Number 3369 finally adopted on April 8, 2003**,** as amended by Bond Ordinance Number 3401 finally adopted on September 23, 2003 and as amended by Bond Ordinance Number 3522 finally adopted February 8, 2005, as amended by Bond Ordinance Number 3601 finally adopted March 28, 2006, as amended by Bond Ordinance Number 3619 finally adopted June 29, 2006 (hereinafter, collectively the "Original Ordinance"), is hereby amended to the extent and with the effect as follows.

SECTION 2. The description of the improvement or purpose contained in Section 3(a) of the Original Ordinance is hereby amended to read in its entirety:

> "(a) The purpose for the financing of which said obligations are to be issued is for the payment of the purchase price for the acquisition of lands for open space and farmland preservation, all in accordance with the provisions of N.J.S.A. 40:12-15.1 et seq., and more specifically N.J.S.A. 40:12-15.7, -15.8, -15.9, such lands being known as the Kingston School property identified as Block 5, Lot 141, consisting of +/- 5.09 acres; the Riddering property identified as Block 5.02, Lot 61, consisting of +/- 41 acres; the Brener property identified as Block 5.02, Lots 30, 35, 44, 58, and 69, consisting of +/- 167.04 acres; the Scott property identified as Block 74.01, Lot 7, consisting of +/- 73.7 acres; the Lemontovich property identified as Block 74.01, Lot 8.01, consisting of +/- 60.59 acres; the Galdi property identified as on Block 74.01, Lot 9, consisting of +/- 74.4 acres; the Miles property identified as Block 83, Lot 83, consisting of +/- 40.8 acres; the Puskas property identified as Block 85, Lot 14.04, consisting of +/- 21.47 acres; Negri-Nepote Farms identified as Block 85, Lots 11.01, 20, 65, and 67, consisting of +/- 140.86 acres; the Cichowski property identified as Block 85, Lot 32, consisting of +/- 36.8 acres; the Central Jersey Jewish Home property identified as Block 386.07, Lot 54.05, consisting of +/- 24.36 acres; the "Tulipwood" property identified as Block 347, Lot 8, consisting of +/- 3.1 acres; the Carroll property identified as Block 11.01, Lot 52, consisting of +/- 8.94 acres; The Franklin Fields L.P. property identified as Block 11.01, Lot 58, consisting of +/- 9.27 acres; property located at 56 Millstone Road identified as Block 135.01, Lots 23, 24 and 25, consisting of +/- 9076 square feet; the Lecal Kon property located at Cedar Grove Road and Weston Road identified as Block 507, Lot 27, consisting of +/- 70.41 acres; the Berenyi property identified as Block 58, Lots 10.05 and 9.01, consisting of +/- 13.258 and 7.558 acres, respectively; the Harris property identified as Block 85, Lot 22, consisting of +/- 15.3 acres; the Hilpert property identified as Block 86.01, Lot 9.41, consisting of +/- 9.2 acres; the Kiss property identified as Block 10, Lots 2 and 6.04, consisting of +/- 8.52 acres; the Lake property identified as Block 508.02, Lot 10, consisting of +/- 21.99 acres; the Marshall property identified as Block 37.02, Lot 1.01, consisting of +/- 30.5893 acres; the Perrin property identified as Block 57.01, Lot 56, consisting of +/- 7.1 acres; the Pirone property identified as Block 5.02, Lots 42, 43 and 45.02,

consisting of +/- 12.83 acres; the R.J. Holding Company property identified as Block 36.01, Lot 6.03, consisting of +/- 24.29 acres; the Falcone property identified as Block 349.02, Lots 105, 106, 107 and 108, consisting of +/- .4 acres; the Elverhigh, Inc., property identified as Block 59.01, Lot 3.01, consisting of +/- 119.3 acres; the Suydam Associates property identified as Blocks 85 and 57.01, Lots 62.01, 62.03 63.01 and 32.01, consisting of +/- 175.5 acres; the Three Fish Property c/o First NJ Realty Properties identified as Block 507.14, Lots 63.01 and 64, consisting of +/- 6.246 acres; the Julius Kiss Farm property identified as Block 10, Lot 6.03, consisting of +/- 8.9 acres; the Kathleen Kiss Farm property identified as Block 10, Lots 2 and 6.04, consisting of +/- 8.52 acres; the Brenner Property identified as Block 9, Lot 47.22, consisting of +/- 7.16 acres; the Jackson Property, located on Amwell Road within the Township and identified as Block 73.01, Lot 40, consisting of +/-16.6 acres; the Higgins Property, identified as Block 5.02, Lots 119.01 and 119.02, consisting of +/- 4 acres; West Point Avenue Properties, comprised of Block 349.01, Lots 58, 59, 60, 61, 62, 63, 64, 65, 66 and 67, consisting of +/- 1.88 acres; Block 345, Lots 16, 17, 18 and 19, consisting of +/- .73 acres; Block 345, Lots 20 and 21, consisting of +/- .36 acres; and Block 345, Lots 22, 23, 24, 25, 26 and 27, consisting of +/- 1.10 acres; and the P. Madden Farms property located at 54 Route 518 within the Township and identified as Block 10, Lots 10.03 and 10.05, consisting of +/- 18.66 acres, all such above described Lots and Blocks being designated on the official tax map of the Township and all work and materials necessary therefor or incidental thereto, including, but not limited to, as required, surveys, environmental testing, title insurance and appraisals, all as shown on and in accordance with the plans and specifications therefor on file in the Office of the Clerk of the Township and now available for public inspection and hereby approved."

SECTION 3. The capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, is on file in the Office of the Clerk of the Township and is available for public inspection.

SECTION 4. Except as expressly amended and supplemented hereby, the Original Ordinance shall remain in full force and effect.

SECTION 5. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ORDINANCE NO. 3666

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 8, 2007

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Ann Marie McCarthy, Township Clerk