

**RESOLUTION – TAX APPEAL SETTLEMENT – SUTTON, A.D. & SONS – BLOCK 103/LOT
8.01 – 55 SCHOOL STREET**

WHEREAS, Sutton, A.D. & Sons is the owner of certain property located at 55 School Street, which is identified as Block 103 Lot 8.01 on the tax maps of Franklin Township; and

WHEREAS, Sutton, A.D. & Sons filed an appeal to the Tax Court of New Jersey for said premises for the 2009 tax year; and

WHEREAS, the parties have engaged in settlement negotiations;

WHEREAS, as a result of those settlement negotiations, the following reduced assessment has been proposed:

<u>2009 Assessment</u>	<u>Original Assessment</u>	<u>Proposed Assessment</u>
Land:	\$5,387,500.00	\$5,387,500.00
Improvements:	4,872,500.00	4,212,500.00
Total:	\$10,260,000.00	\$9,600,000.00

WHEREAS, the owner has agreed to waive all interest due on any refund provided same is paid within sixty (60) days from the date the Tax Court issues a judgment; and

WHEREAS, the Township Attorney, the Tax Assessor and Franklin Township's Appraisal Consultant have recommended that said settlement to the Township Council; and

WHEREAS, the Township Council is of the opinion that said settlement is in the best interests of the Township of Franklin;

NOW, THEREFORE, BE IT RESOLVED this 26th day of May 2009 by the Township Council of the Township of Franklin, County of Somerset, State of New Jersey, that the settlement in this matter as set forth herein above be and the same approved, and the Township Attorney is hereby authorized and directed to affect said settlement.

CERTIFICATION

I, Ann Marie McCarthy, Clerk of the Township of Franklin, in the County of Somerset, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Township Council at a regular meeting held on the 26th day of May 2009.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Township this 27th day of May 2009.

Ann Marie McCarthy
Township Clerk