

**TOWNSHIP OF FRANKLIN
ORDINANCE NUMBER 3714**

CAPITAL ORDINANCE PROVIDING FOR THE PAYMENT OF THE PINE STREET PUMP STATION PROJECT, IN AND BY THE TOWNSHIP OF FRANKLIN, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING \$538,500 THEREFOR TO PAY THE COST THEREOF

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF FRANKLIN, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY (a majority of the full membership thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The capital purpose described in Section 2 of this capital ordinance is hereby authorized as a general capital purpose to be undertaken by the Township of Franklin, in the County of Somerset, State of New Jersey (the "Township"). For the said improvement or purpose stated in Section 2 hereof, there is hereby appropriated the sum of \$538,500, said sum now available in the Capital Improvement Fund of the Township.

SECTION 2. The capital purpose hereby authorized is the payment of the costs associated with the construction by the Authority (as hereinafter defined) of a sewer pump station, known as the Pine Street Pump Station Project, on real property located on Block 151, Lots 9-11 on the official tax map of the Township, and a force main, on real property located on Block 150, Lots 42, 53, 84, 95, 126 and 137 and Block 151, Lot 24 on the official tax map of the Township, to provide additional sewer capacity for various properties located within a redevelopment area in the Township known as the Renaissance 2000 Redevelopment Area (collectively, the "Project"), such purpose to include, but is not limited to, as applicable, the acquisition of a sanitary sewer easement, appraisals, surveys, maps, legal, engineering and all work materials, labor and appurtenances necessary therefor or incidental thereto.

SECTION 3. The expenditure of the \$538,500 appropriation from the Capital Improvement Fund of the Township for the purpose set forth in Section 2 hereof is hereby authorized and approved.

SECTION 4. The Township shall reimburse the Capital Improvement Fund of the Township for such expenditure for the Project from any moneys received by the Township under and pursuant to (i) the Developer's Agreement to be executed by and between the

Township and Somerset Douglas Realty, LLC and (ii) the Interlocal Services Agreement to be executed by and between the Township and the Franklin Township Sewerage Authority (the "Authority").

SECTION 5. The capital budget of the Township is hereby amended to conform with the provisions of this capital ordinance and to the extent of any inconsistency herewith, 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 and is available for public inspection.

SECTION 6. This ordinance shall take effect immediately after final adoption as described in N.J.S.A. 40:49-2.

ORDINANCE NO. 3714

This is a true copy of an ordinance adopted by the Township Council Township of Franklin, Somerset County, New Jersey.

Introduced: August 14, 2007
Public Hearing: September 18, 2007
Adoption:
Notice of Adoption:
Effective Date:

Ann Marie McCarthy, Township Clerk