

ORD.#3-2023

**An Ordinance of the Township of Mount Olive,
County of Morris, State of New Jersey,
Authorizing the Acquisition of Real Property at
97 Sand Shore Road (Block 2700, Lot 51) in the
Township of Mount Olive From Sand Shore Rd
LLC**

CLERK:

Delivered to Mayor:

Date: 1/25/2023

Time: 9:00 am

Signed: 
Township Clerk
Michelle Masser

MAYOR:

Action by Mayor:


Approved: ☒

Date: 1-25-23

Vetoed: ☐

Date: _____

(Reasons for which Mayor has withheld approval of Ordinance, item or part Thereof.)

Signed: 
Mayor

CLERK:


Returned:

Date: 1/25/23

Time: 9:40 AM

Not returned within (10) days

Date: _____

Signed: 
Township Clerk

ORD.#3-2023
AN ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, COUNTY
OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING THE
ACQUISITION OF REAL PROPERTY AT 97 SAND SHORE ROAD
(BLOCK 2700, LOT 51) IN THE TOWNSHIP OF MOUNT OLIVE FROM
SAND SHORE RD LLC

WHEREAS, Sand Shore Rd LLC (“Seller”) is the owner of certain real property located at 97 Sand Shore Road and designated as Block 2700, Lot 51 on the official Township tax map (“the Property”); and

WHEREAS, the Property consists of approximately 9.14 acres, the majority of which is part of Budd Lake with vacant frontage along Sand Shore Road; and

WHEREAS, the Township wishes to acquire the Property for the public purpose use of passive recreation, in accordance with the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq.; and

WHEREAS, the Township has negotiated with the Seller a purchase price of \$82,000.00, subject to the completion of a Phase 1 Environmental Analysis and funded by a grant received from the Morris County Open Space Trust Fund in the amount of \$82,000.00; and

WHEREAS, the Township Council has determined that it is in the best interest of the Township to acquire the Property for open space purposes.

NOW THEREFORE, BE IT ORDAINED by the Township Council of the Township of Mount Olive, County of Morris, State of New Jersey, as follows:

SECTION 1. The Township hereby authorizes the acquisition of Block 2700, Lot 51, consisting of approximately 9.14 acres and more commonly known as 97 Sand Shore Road, for open space purposes, for the total amount of \$82,000.00 to be funded as follows:

Morris County Open Space and Farmland Preservation Trust Fund	\$82,000.00
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SECTION 2. The Property to be conveyed is described in the Contract for Sale of Real Estate attached hereto and made a part hereof, with the sale subject to completion of a Phase 1 Environmental Analysis.

SECTION 3. The Mayor, Township Clerk, Chief Financial Officer, Business Administrator and Township Attorney are hereby authorized to take the necessary actions to acquire the Property and effectuate the purposes and intent of this ordinance.

SECTION 4. If any section, paragraph, clause, or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

SECTION 5. All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.


SECTION 6. This Ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced: 1/10/2023

Adopted: 1/24/2023


Effective Date: 2/16/2023

TOWNSHIP OF MOUNT OLIVE



Joe Nicastro, Township Council President

Attest: 1/24/2023



Michelle Masser, Township Clerk