

**TOWNSHIP OF MILLBURN-
ORDINANCE NO. 2662-24**

**ORDINANCE OF THE TOWNSHIP OF MILLBURN, COUNTY OF ESSEX, REPEALING ORDINANCE
NO. 2640-23 ADOPTING THE “9 MAIN STREET REDEVELOPMENT PLAN” DATED JUNE 20, 2023,
IN ACCORDANCE WITH THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1,
ET SEQ.**

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A01, et seq., as amended and supplemented (the “Act”), provides a process for municipalities to participate in the redevelopment and improvement of areas designated as areas in need of redevelopment or areas in need of rehabilitation; and

WHEREAS, by Resolution No. 07-20, adopted by the Township Committee of the Township of Millburn (the “Township or “Millburn”) on January 16, 2007, the parcel identified on the Tax Map of the Township as Block 1207, Lot 9 (the “Property”), was designated as an Area in Need of Redevelopment in accordance with the Act; and

WHEREAS, by Ordinance No. 2640-23, adopted by the Township Committee of Millburn on June 20, 2023, the Township adopted the “9 Main Street Redevelopment Plan”, regarding the Property; and

WHEREAS, as set forth in Ordinance No. 2640-23 and the Redevelopment Plan, the Redevelopment Plan was to supersede all previous Zoning standards and land development regulations for the Property and amend the Township’s Zoning Map to reflect the rezoning of the Property by the Redevelopment Plan; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this State or of the United States, as it may deem necessary and proper for the good government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

WHEREAS, the Township Committee no longer believes it is in the best interest of the Township to redevelop the Property in accordance with the Redevelopment Plan; and

WHEREAS, rather, the Township Committee believes that is in the best interests of the residents of the Township that Ordinance No. 2640-23 adopting the Redevelopment Plan be fully repealed and such repeal shall result in Ordinance No. 2640-23 and the Redevelopment Plan being null and void upon the adoption of this Ordinance; and

WHEREAS, the Township Committee of Millburn believes that it is in the best interest of the residents of the Township for the Zoning to apply forthwith to the parcel comprising the Property.

NOW, THEREFORE BE IT RESOLVED by the Millburn Township Committee in the County of Essex and State of New Jersey, as follows:

1. The foregoing recitals are incorporated herein by reference as though fully set forth at length.
2. Ordinance No. 2640-23 adopted by the Township Committee of Millburn on June 20, 2023, and the "9 Main Street Redevelopment Plan" both of which are incorporated herein by reference as though fully set forth at length, are hereby repealed and rescinded and shall be deemed null and void as of the adoption of this Ordinance.
3. The parcel designated on the Tax Map of the Township of Millburn as Block 1207, Lot 9 shall forthwith be subject to the municipal zoning that was applicable to said parcel immediately prior to the adoption of the "9 Main Street Redevelopment Plan" as same may have been amended and as same may be amended in the future, and the Township's Zoning Map shall be and is hereby deemed amended accordingly.
4. All ordinances or parts of ordinances heretofore adopted that are inconsistent with the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.
5. Upon full adoption, the Township Clerk shall transmit a copy of this Ordinance to the Planning Board of the County of Essex for filing, pursuant to N.J.S.A. 40:55D-16, and the Clerk shall further transmit a copy of this Ordinance to the Planning Board of the Township for review and recommendations, pursuant to N.J.S.A. 40A:12A-7.
6. Township officials and professionals are hereby authorized and directed to take all actions to implement this Ordinance as are necessary or appropriate to accomplish its goals and intent.
7. This Ordinance shall become final upon adoption and publication in the manner prescribed by law.

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Introduced: 2/20/2024

Published: 2/29/2024

Public Hearing/Adopted: 3/19/2024

Published: 3/28/2024

ATTEST:

MILLBURN TOWNSHIP

Christine A. Gatti, Municipal Clerk

By: _____
Annette Romano, Mayor

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CERTIFICATION

I, Christine A. Gatti, Clerk of the Township of Millburn, in the County of Essex, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted by the Township Committee at a regular meeting held on the 19th day of March, 2024.

Christine A. Gatti, RMC
Municipal Clerk