

ORDINANCE NO. 09-23

AN ORDINANCE PROVIDING FOR THE EXCHANGE OF CERTAIN LANDS OWNED BY PELLEGRINO POLO AND THE TOWNSHIP OF ROXBURY

WHEREAS, pursuant to N.J.S.A. 40A:12-16 the Governing Body of a municipality, by ordinance, may exchange any rights or interests in any lands owned by the municipality; and

WHEREAS, the Township of Roxbury wishes to exchange property owned by Pellegrino Polo located in the Township of Roxbury for property owned by the Township of Roxbury and also located in the Township; and

WHEREAS, appraisals prepared by Timothy J. Boreale, SCRREA, dated May 22, 2023, and reviewed by the Township Tax Assessor support the statutorily required finding that the properties exchanged are roughly equivalent in monetary value; and

WHEREAS, the Mayor and Council of the Township of Roxbury have concluded that it is in the best interest of the Township of Roxbury to effectuate the exchange of properties to provide an opportunity for the Township to facilitate the development of affordable housing.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Township of Roxbury, in the County of Morris, and State of New Jersey, as follows:

SECTION 1. The Township of Roxbury hereby accepts property owned by Pellegrino Polo shown on the Tax Map of the Township of Roxbury as Block 9401 Lot 11 to be Deeded to the Township of Roxbury.

SECTION 2. In exchange for the property to be deeded to the Township of Roxbury, the appropriate Township Officials are hereby authorized to execute Deeds conveying the portion of Block 9401 Lot 12 as more particularly described in the Exhibit attached hereto to Pellegrino Polo.

SECTION 3. The Mayor and Township Clerk and all other proper officers and employees of the Township are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Ordinance.

SECTION 4. No debt is to be authorized by the enactment and passage of this ordinance.

SECTION 5. All ordinances of the Township of Roxbury, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 7. This Ordinance shall take effect upon final passage and publication as required by law.

INTRODUCED: June 27, 2023

ADOPTED: July 11, 2023

Attest:

Amy E. Rhead, RMC
Township Clerk

EFFECTIVE DATE: August 6, 2023