

**THE TOWNSHIP OF EWING  
COUNTY OF MERCER, NEW JERSEY**

**ORDINANCE NO. 15-25**

1st Reading 7-28-15

Date to Mayor 8-13-15

2nd Reading &  
Public Hearing 8-11-15

Date Returned \_\_\_\_\_

Date Adopted:  
8-11-15

Date Resubmitted to Council \_\_\_\_\_

Approved as to Form of Legality

Effective Date:  
8-31-15

\_\_\_\_\_  
Township Attorney

AN ORDINANCE AUTHORIZING AN ASSIGNMENT FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 146 SCOTCH ROAD AND SHOWN ON THE EWING TOWNSHIP TAX MAP AS BLOCK 367, LOT 46 FOR A PRICE NOT TO EXCEED \$310,000

First Reading

MEMBER	AYE	NAY	ABS	NV	RES	SEC
Baxter	<b>X</b>				<b>X</b>	
Schroth	<b>X</b>					<b>X</b>
Steward	<b>X</b>					
Wollert				<b>X</b>		
Keyes-Maloney	<b>X</b>					

Second Reading

MEMBER	AYE	NAY	ABS	NV	RES	SEC
Baxter				<b>X</b>		
Schroth	<b>X</b>				<b>X</b>	
Steward	<b>X</b>					
Wollert	<b>X</b>					<b>X</b>
Keyes-Maloney	<b>X</b>					

By \_\_\_\_\_ Date \_\_\_\_\_ Accepted \_\_\_\_\_ Rejected \_\_\_\_\_  
Mayor

Reconsidered  
By Council \_\_\_\_\_ Override Vote YEA \_\_\_\_\_ NAY \_\_\_\_\_

\_\_\_\_\_  
President of the Council

\_\_\_\_\_  
Municipal Clerk

**THE TOWNSHIP OF EWING  
ORDINANCE NO. 15-25**

AN ORDINANCE AUTHORIZING AN ASSIGNMENT FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 146 SCOTCH ROAD AND SHOWN ON THE EWING TOWNSHIP TAX MAP AS BLOCK 367, LOT 46 FOR A PRICE NOT TO EXCEED \$310,000

**WHEREAS**, pursuant to N.J.S.A. 40A:12-5, the Township may, by ordinance, enter into transactions for the purchase of real property; and

**WHEREAS**, Blue Oak Development, LLC, as seller, whose address is 20 Nassau Street, Suite, 416, Princeton, NJ 08540, and D&R Greenway Land Trust, as buyer, a New Jersey non-profit corporation, whose address is One Preservation Place, Princeton, New Jersey 08540, have entered into an Agreement for Sale dated April 10, 2015 (the "Agreement of Sale") for the sale of real property located at 146 Scotch Road and shown on the Ewing Township Tax Map as Block 367, Lot 46 (the "Property"); and

**WHEREAS**, the Agreement of Sale includes a purchase price of \$310,000 or the Certified Market Value, whichever is less, subject to an appraisal approved by the buyer; and

**WHEREAS**, two appraisals of the Property were conducted by licensed New Jersey real estate appraisers pursuant to the Agreement of Sale and said purchase price of \$310,000 is based on the lower of the two appraisals; and

**WHEREAS**, the Township is desirous of purchasing the Property to fulfill various duties and obligations under the New Jersey Department of Environmental Protection's Green Acres Program; and

**WHEREAS**, the Township desires to enter into contract with D&R Greenway Land Trust for the assignment of their rights, title and interest in and to the Agreement of Sale with Blue Oak Development, LLC (the "Contract"), the terms of which are attached hereto and incorporated herein by reference in their entirety, in order to purchase the subject Property; and

**WHEREAS**, the Chief Financial Officer has provided a certification of availability of funds indicating that sufficient funds exist for the award of this contract, as required by law; and

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Township of Ewing, County of Mercer that the Township is hereby authorized to enter into a Contract with D&R Greenway Land Trust for the assignment of their rights, title and interest in and to the Agreement of Sale with Blue Oak Development, LLC, for the purchase of real property located at 146 Scotch Road and shown on the Ewing Township Tax Map as Block 367, Lot 46, for a price not to exceed \$310,000.

**BE IT FURTHER ORDAINED**, that the Mayor and Clerk are authorized to execute the Contract in accordance with terms herein and such other documentation as necessary to effectuate the contract with D&R Greenway Land Trust and Blue Oak Development, LLC.

**BE IT FURTHER ORDAINED**, that this Ordinance shall take effect upon final passage and publication according to law.

STATEMENT

An Ordinance authorizing an assignment for the purchase of real property located at 146 Scotch Road and shown on the Ewing Township tax map as block 367, lot 46 for a price not to exceed \$310,000.