

ORDINANCE NO.24-33-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE DONATION OF BLOCK 780, LOTS 5-8, 10-13, 15, 17, 19, 21-40, 45-48, BLOCK 781, LOTS 1-8, 10, 12, 14, 22, 24 & 38, BLOCK 782, LOTS 16, 18, 20, 22, 24, 26, 28 & 30, BLOCK 783, LOTS 1-22, BLOCK 784, LOTS 8-21, BLOCK 785, LOTS 1-4, 9-20, 22, 24-48, BLOCK 786, LOTS 1-26, 28, 30-48, BLOCK 787, LOTS 1-8, 14, 17, 36-46, 51 & 52, BLOCK 796, LOTS 5-25, BLOCK 1014.01, LOTS 1-7, 14 & 16, BLOCK 1014.02, LOTS 1-20 AND BLOCK 1014.03, LOT 1 TO THE COUNTY OF OCEAN, IN ACCORDANCE WITH N.J.S.A. 40A:12-13

June 24, 2024

**WHEREAS**, the Township of Berkeley owns Block 780, Lots 5-8, 10-13, 15, 17, 19, 21-40, 45-48, Block 781, Lots 1-8, 10, 12, 14, 22, 24 & 38, Block 782, Lots 16, 18, 20, 22, 24, 26, 28 & 30, Block 783, Lots 1-22, Block 784, Lots 8-21, Block 785, Lots 1-4, 9-20, 22, 24-48, Block 786, Lots 1-26, 28, 30-48, Block 787, Lots 1-8, 14, 17, 36-46, 51 & 52, Block 796, Lots 5-25, Block 1014.01, Lots 1-7, 14 & 16, Block 1014.02, Lots 1-20 and Block 1014.03, Lot 1, which are located in the Township of Berkeley; and

**WHEREAS**, the Township of Berkeley wishes to donate to the County of Ocean Block 780, Lots 5-8, 10-13, 15, 17, 19, 21-40, 45-48, Block 781, Lots 1-8, 10, 12, 14, 22, 24 & 38, Block 782, Lots 16, 18, 20, 22, 24, 26, 28 & 30, Block 783, Lots 1-22, Block 784, Lots 8-21, Block 785, Lots 1-4, 9-20, 22, 24-48, Block 786, Lots 1-26, 28, 30-48, Block 787, Lots 1-8, 14, 17, 36-46, 51 & 52, Block 796, Lots 5-25, Block 1014.01, Lots 1-7, 14 & 16, Block 1014.02, Lots 1-20 and Block 1014.03, Lot 1; and

**WHEREAS**, the County of Ocean agrees to accept Block 780, Lots 5-8, 10-13, 15, 17, 19, 21-40, 45-48, Block 781, Lots 1-8, 10, 12, 14, 22, 24 & 38, Block 782, Lots 16, 18, 20, 22, 24, 26, 28 & 30, Block 783, Lots 1-22, Block 784, Lots 8-21, Block 785, Lots 1-4, 9-20, 22, 24-48, Block 786, Lots 1-26, 28, 30-48, Block 787, Lots 1-8, 14, 17, 36-46, 51 & 52, Block 796, Lots 5-25, Block 1014.01, Lots 1-7, 14 & 16, Block 1014.02, Lots 1-20 and Block 1014.03, Lot 1 and N.J.S.A. 40A:12-13 authorizes a municipality to donate property by the adoption of an ordinance authorizing the donation of same.

**NOW, THEREFORE, BE IT ORDAINED** by the governing body of the Township of Berkeley, County of Ocean, State of New Jersey as follows:

**SECTION 1.** That the governing body does hereby authorize the donation of Block 780, Lots 5-8, 10-13, 15, 17, 19, 21-40, 45-48, Block 781, Lots 1-8, 10, 12, 14, 22, 24 & 38, Block 782, Lots 16, 18, 20, 22, 24, 26, 28 & 30, Block 783, Lots 1-22, Block 784, Lots 8-21, Block 785, Lots 1-4, 9-20, 22,

24-48, Block 786, Lots 1-26, 28, 30-48, Block 787, Lots 1-8, 14, 17, 36-46, 51 & 52, Block 796, Lots 5-25, Block 1014.01, Lots 1-7, 14 & 16, Block 1014.02, Lots 1-20 and Block 1014.03, Lot 1 to the County of Ocean. This property is being donated by the Township of Berkeley pursuant to N.J.S.A. 40A:12-13 to the County of Ocean.

**SECTION 2.** That the Mayor and Municipal Clerk are hereby authorized to execute any and all documents necessary for the donation of the subject property to the County of Ocean.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

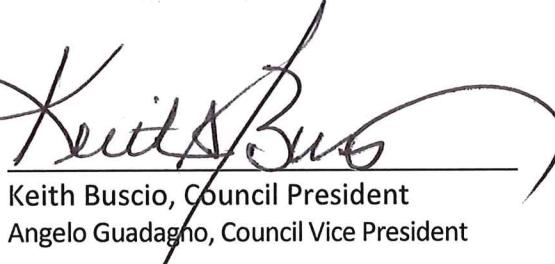
**SECTION 4.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 5.** This ordinance shall take effect after second reading and publication as required by law.



John A. Bacchione

John A. Bacchione, Mayor



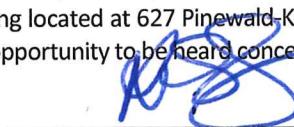
Keith Buscio

Keith Buscio, Council President

Angelo Guadagno, Council Vice President

NOTICE

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held on June 24, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 17<sup>th</sup> day of July 2024, at 6:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 627 Pinewald-Keswick Road, Bayville, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.



KAREN STALLINGS, RMC  
Township Clerk, Township of Berkeley