

ORDINANCE #21-36-OA<sup>B</sup>

**ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN,  
STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK 994, LOT 16  
ON THE MUNICIPAL TAX MAP TO MICHAEL & MICHELLE DRIES IN  
ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) AND  
N.J.S.A. 40A:12-13.2 (NORWOOD DRIVE; \$7,600.00)**

October 25, 2021

**WHEREAS**, the Township of Berkeley is the owner of Block 994, Lot 16, which is an undersized lot under the current ordinances of the municipality; and

**WHEREAS**, it is the desire of the Mayor and Township Council to sell said property; and

**WHEREAS**, the municipality has established \$7,600.00 as the fair market value for said property; and

**WHEREAS**, N.J.S.A. 40A:12-13.2 requires the municipality to first offer said property to the adjoining property owners for purchase; and

**WHEREAS**, the adjoining property owners, Michael & Michelle Dries, has agreed to purchase Block 994, Lot 16, from the Township of Berkeley for the sum of \$7,600.00; and

**WHEREAS**, N.J.S.A. 40A:12-13(b)(5) provides for the authorization of said transfer of property by ordinance.

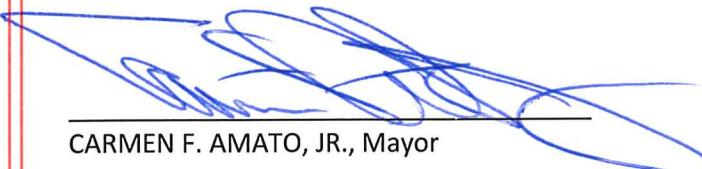
**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Township Council of the Township of Berkeley, County of Ocean, State of New Jersey, as follows:

**SECTION 1.** That in accordance with the requirements of N.J.S.A. 40A:12-13(b)(5), the governing body does hereby authorize the sale of Block 994, Lot 16, to the adjoining property owners, Michael & Michelle Dries, said property being undersized, and the adjoining property owners agree to purchase said property for the fair market value of said property.

**SECTION 2.** That the Mayor and Municipal Clerk are hereby authorized to execute any and all documents to transfer title to said property by Quitclaim Deed to Michael & Michelle Dries, for the sum of \$7,600.00. Michael & Michelle Dries shall be responsible for the payment of the municipality's costs in conveying said property. A requirement of the transfer of the property is that it be consolidated with the adjoining property owned by the purchaser.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** This ordinance shall take effect after second reading and publication as required by law.

  
CARMEN F. AMATO, JR., Mayor

  
ANGELO GUADAGNO, Council President  
JAMES I. BYRNES, Council Vice President

**NOTICE**

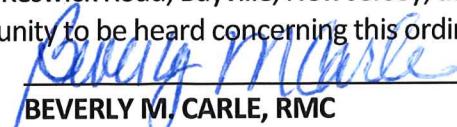
**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held on October 25, 2021 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 22<sup>nd</sup> day of November, 2021, 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.

  
BEVERLY M. CARLE, RMC

Township Clerk, Township of Berkeley

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BEVERLY M. CARLE, RMC

Township Clerk, Township of Berkeley