

ORDINANCE NO. 2021-35-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF THE HOUSES LOCATED AT 12 BEACH AVENUE, 23 DORRANCE DRIVE, 43 DORRANCE DRIVE AND 49 DORRANCE DRIVE FROM THE COUNTY OF OCEAN IN ACCORDANCE WITH N.J.S.A. 40A:12-13(b)(1)

September 27, 2021

WHEREAS, following the destruction caused by Super Storm Sandy in October 2012, the County applied for and received a FEMA Hazard Mitigation Grant in November 2017 entitled "Good Luck Point Property Acquisition and Demolition Project," FEMA-DR-4086-NJ-616-R (the "Project"); and

WHEREAS, as part of the Project, the County has identified homes within Good Luck Point in Berkeley Township to purchase and demolish to be held as open space, thereby reducing property damage caused by flood waters due to the proximity of this area to tidal waters; and

WHEREAS, the Project is intended to expand on existing natural lands open space within the County of Ocean and provide additional public access to the waterfront, while compensating property owners for their properties and relieving them of repetitive loss homes, as well as providing resiliency to the area; and

WHEREAS, the following properties were identified by the County for purchase and demolition as part of the Project: 12 Beach Avenue, 23 Dorrance Drive, 43 Dorrance Drive and 49 Dorrance Drive; and

WHEREAS, upon learning of these properties, the Township contacted the County to discuss an alternate plan for removal of these homes from their current locations, as these homes are in good condition; and

WHEREAS, the Township, having inspected the homes, expressed an interest in having these homes be relocated and used as part of an affordable housing project within Berkeley Township; and

WHEREAS, in furtherance of this interest, the Township contacted Homes For All, advising the nonprofit entity of its vision for these properties; and

WHEREAS, Homes For All has toured the properties and consulted with professionals to discuss the feasibility of moving these homes to a different location within Berkeley Township; and

WHEREAS, Homes For All has advised the Township that its professionals believe these homes can be relocated to a different area and be inhabited safely; and

WHEREAS, upon receipt of this information, the Township has requested the County donate these properties to the Township for the Township to in turn donate to Homes For All as part of the Township's Affordable Housing Plan; and

WHEREAS, the County recognizes and supports Homes For All's mission in protecting, defending and expanding housing that is affordable and dignified for low income communities; and

WHEREAS, the County further supports the Township's initiative to continue to provide affordable housing solutions within Berkeley Township; and

WHEREAS, the County desires to sell the homes (12 Beach Avenue, 23 Dorrance Drive, 43 Dorrance Drive and 49 Dorrance Drive) to the Township for nominal consideration to be used as part of the Township's affordable housing program in conjunction with Homes For All's project within the Manitou Park section of Berkeley; and

WHEREAS, the Township wishes to accept these homes in furtherance of its affordable housing program, subject to the terms of an Agreement with the County.

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 acquisition of the homes located at 12 Beach Avenue, 23 Dorrance Drive, 43 Dorrance Drive and 49 Dorrance Drive from the County of Ocean, in conformance with an agreement outlining the terms approved by the Township Attorney.

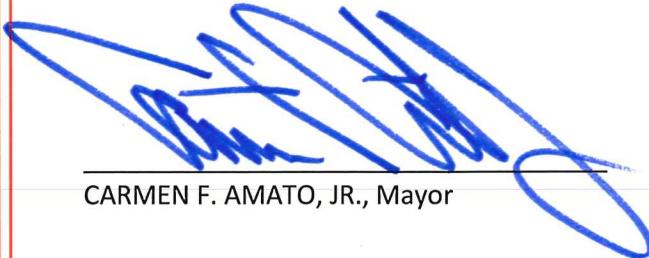
SECTION 2. That the Mayor and Municipal Clerk are hereby authorized to execute any and all documents necessary for the acquisition of the subject property from the County of Ocean.

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

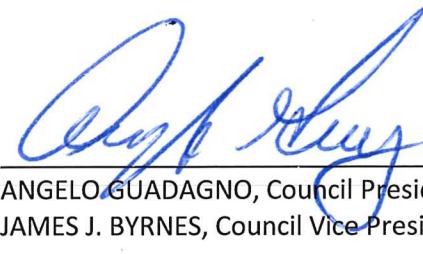
SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of

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.



CARMEN F. AMATO, JR., Mayor


ANGELO GUADAGNO, Council President

JAMES J. BYRNES, Council Vice President

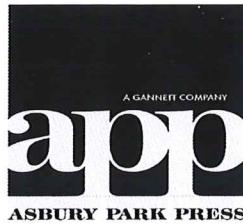
NOTICE

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 September 27, 2021, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 25th day of October, 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 CARLE, RMC

Township Clerk, Township of Berkeley



**Classified Ad Receipt
(For Info Only - NOT A BILL)**

Customer: BERKELEY TOWNSHIP

Ad No.: 0004942430

Address: 627 PINEWALD KESWICK RD
BAYVILLE NJ 08721
USA

Pymt Method: Invoice

Net Amt: \$68.30

Run Times: 1

No. of Affidavits: 1

Run Dates: 10/08/21

Text of Ad:

#21-34-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING CHAPTER 14 OF THE TOWNSHIP CODE ENTITLED "ESTABLISHMENT OF THE POLICE DEPARTMENT AND VOLUNTEER FIRE DEPARTMENT" AND SPECIFICALLY ARTICLE I ENTITLED "POLICE DEPARTMENT", SECTION 6 THEREOF ENTITLED "QUALIFICATIONS"

Forgoing Ordinances were duly passed after Public Hearing held September 27, 2021 at a regular meeting of the Township of Berkeley and were approved by the Mayor on 9/27/2021.

#21-35-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF PROPERTY FROM THE COUNTY OF OCEAN

The foregoing ordinances were 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 September 27, 2021, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 25th day of October, 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, or through virtual means, if needed (instructions to attend or join and provide public comment at the Township's meeting on that date are located on the Township's website <http://www.berkeleytownship.org/>). During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same.

BEVERLY M. CARLE, RMC Township Clerk
Berkeley Township

(\$33.30)

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