

ORDINANCE NO. 2021-0A^B

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF BLOCK 45, LOT 1257; BLOCK 568, LOT 1; BLOCK 572, LOT 38; BLOCK 572, LOT 32; BLOCK 568, LOT 17; BLOCK 571, LOT 26; BLOCK 572, LOT 44; BLOCK 562, LOT 1; BLOCK 572, LOT 26; BLOCK 568, LOT 45; BLOCK 568, LOT 24; BLOCK 568, LOT 11; BLOCK 571, LOT 20; ; BLOCK 572, LOT 1; BLOCK 572, LOT 8; BLOCK 572, LOT 14; BLOCK 572, LOT 20; BLOCK 573, LOT 1; BLOCK 573, LOT 10; and BLOCK 573, LOT 18, FROM O.C.E.A.N., INC., IN ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1)

February 23, 2021

WHEREAS, O.C.E.A.N., INC. is the assessed owner of Block 45, Lot 1257; Block 568, Lot 1; Block 572, Lot 38; Block 572, Lot 32; Block 568, Lot 17; Block 571, Lot 26; Block 572, Lot 44; Block 562, Lot 1; Block 572, Lot 26; Block 568, Lot 45; Block 568, Lot 24; Block 568, Lot 11; Block 571, Lot 20; Block 572, Lot 1; Block 572, Lot 8; Block 572, Lot 14; Block 572, Lot 20; Block 573, Lot 1; Block 573, Lot 10; and Block 573, Lot 18; and

WHEREAS, O.C.E.A.N., INC. has offered to donate to the Township of Berkeley this property; and

WHEREAS, N.J.S.A. 40A:12-5(a)(1) authorizes a municipality to accept property by the adoption of an ordinance authorizing the acquisition 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:

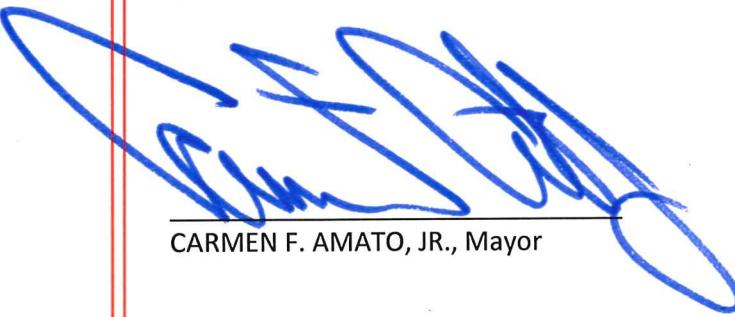
SECTION 1. That the governing body does hereby authorize the acquisition of Block 45, Lot 1257; Block 568, Lot 1; Block 572, Lot 38; Block 572, Lot 32; Block 568, Lot 17; Block 571, Lot 26; Block 572, Lot 44; Block 562, Lot 1; Block 572, Lot 26; Block 568, Lot 45; Block 568, Lot 24; Block 568, Lot 11; Block 571, Lot 20; Block 572, Lot 1; Block 572, Lot 8; Block 572, Lot 14; Block 572, Lot 20; Block 573, Lot 1; Block 573, Lot 10; and Block 573, Lot 18. This property is being acquired by the Township of Berkeley pursuant to N.J.S.A. 40A:12-5(a)(1) by purchase/donation from O.C.E.A.N., INC.

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 O.C.E.A.N., INC.

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 **February 23, 2021**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **22nd day of March 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