

**BOROUGH OF FLORHAM PARK
ORDINANCE #10-3**

AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF FLORHAM PARK, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AUTHORIZING PURCHASE OF PROPERTIES KNOWN AS A LOTS 15, 16, 17, AND 19 IN BLOCK 2009, AND A PORTION OF LOT 5, BLOCK 2009, IN THE BOROUGH OF FLORHAM PARK, COUNTY OF MORRIS AND STATE OF NEW JERSEY

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-1, et seq., provides that a municipality may, by ordinance, provide for the acquisition of real property or an interest therein by purchase, gift, devise, lease, exchange, or condemnation in the manner provided in the Eminent Domain Act, N.J.S.A. 20:3-1, et seq.; and

WHEREAS, the Mayor and Borough Council have determined that it is in the best interest of the Borough to acquire five lots adjacent to Stobaeus Park for the total sum of \$1,085,000.00; and

WHEREAS, the aggregate size of the subject properties are approximately 2.3 acres; and

WHEREAS, other entities will be participating in the funding of this transaction as follows:

Morris County Open Space Trust Fund	\$ 500,000.
State of New Jersey Green Acres Grant	\$ 500,000.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Florham Park, in the County of Morris and State of New Jersey, as follows:

SECTION 1. The Borough of Florham Park hereby authorizes the Mayor and Borough Clerk and Borough Attorney to take all actions necessary for the acquisition of Lots 15, 16, 17, and 19, and a portion of Lot 5, all of Block 2009 as shown on the Tax Map of the Borough of Florham Park.

SECTION 2. This acquisition will be funded as noted above through the Morris County Open Space Trust Fund, State of New Jersey Green Acres funds and the Borough's Open Space Trust Fund. The Borough's portion of the funding for the closing costs associated with this transaction shall be paid from the Borough's Open Space Trust Fund in an amount not to exceed \$10,000.

SECTION 3. No debt is to be authorized by the enactment and passage of this ordinance.

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistencies.

SECTION 5. If any article, section, subsection, paragraph, phrase, or sentence is for any reason held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed separable.

SECTION 6. This Ordinance shall take effect upon final publication as provided by law.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Florham Park introduced on February 16, 2010, and will be further considered for adoption after Public Hearing held on March 16, 2010, at 6:30 p.m. in the Municipal Building located at 111 Ridgedale Avenue.

INTRODUCED: February 16, 2010

ADOPTED: March 16, 2010

R. Scott Eveland, Mayor

ATTEST:

Sheila Williams, R.M.C.
Borough Clerk