

TOWNSHIP OF CHESTERFIELD

ORDINANCE NO. 2018-21

**AN ORDINANCE AUTHORIZING THE ACQUISITION OF
AN INTEREST IN REAL PROPERTY LOCATED AT
24 BORDENTOWN-CHESTERFIELD ROAD, BLOCK 204, LOT 3.02**

WHEREAS, the respective Township Committees of the Townships of Chesterfield and Bordentown have determined that it is in the best interest of both communities' residents to share an ownership interest in property currently owned by the Township of Bordentown, but located within the Township of Chesterfield, known as Block 204 Lot 3.02 on the Official Tax Maps of the Township of Chesterfield, which property is commonly known as 24 Bordentown-Chesterfield Road (the "Property"); and

WHEREAS, the Property measures approximately .9531 acres and is used as an access road to reach a parcel of undeveloped property owned by and located within the Township of Bordentown, which measures approximately 59 acres and is permanently preserved open space subject to Green Acres restrictions; and

WHEREAS, such acquisition of an interest in the Property is consistent with the statutes of the State of New Jersey, including the Local Lands and Buildings Law, N.J.S.A. 40A:12-1, et seq., particularly N.J.S.A. 40A:12-4 and 40A:12-10.1, and the Code of the Township of Chesterfield; and

WHEREAS, the Township of Bordentown has offered to enter into an Agreement of Sale, providing for the terms and conditions of the transaction, in exchange for payment from the Township of Chesterfield in the amount of One Dollar (\$1.00) and other good and valuable consideration; and

WHEREAS, the Townships of Chesterfield and Bordentown have negotiated an Agreement of Sale, whereby both Townships will be owners of the Property as “tenants in common,” and said Agreement of Sale shall be in a form substantially the same as set forth in the attached **Exhibit A**; and

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey, as follows:

ARTICLE I. The Mayor, Township Administrator, Township Clerk, and Township Solicitor are hereby authorized to execute any and all documents necessary to effectuate the acquisition of an interest in real property located at lock 204 Lot 3.02 on the Official Tax Maps of the Township of Chesterfield, commonly known as 24 Bordentown-Chesterfield Road, including the attached Agreement of Sale.

ARTICLE II. The Township’s Chief Financial Officer is authorized to release the Purchase Price sum of One Dollar (\$1.00), and any additional sums for incidental costs for the completion of the transaction to purchase an interest in the property, including closing costs, title insurance, recording of title, etc., upon execution of the Deed to the property.

ARTICLE III. REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

CHESTERFIELD TOWNSHIP COMMITTEE

Introduced: October 11, 2018

Adopted: October 25, 2018

RECORD OF VOTE													
INTRODUCTION							ADOPTION						
TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC	TWP COMMITTEE	AYE	NAY	NV	AB	ORD	SEC
S Davis	X						S Davis	X					
A Katz	X					X	A Katz	X					
D Koetas-Dale	X						D Koetas-Dale	X					X
J Liedtka	X				X		J Liedtka	X				X	
R Romeu	X						R Romeu	X					
X – Indicates Vote NV – Not Voting AB – Absent ORD – Motion SEC - Seconded													

4829-7180-8631, v. 1