

ORDINANCE 19-2014

AN ORDINANCE AUTHORIZING THE SALE OF THE REAL PROPERTY DESIGNATED AS BLOCK 259, LOT 1, AND BLOCK 263, LOTS 1 AND 2, TO HIGHVIEW HOMES AT ABERDEEN, LLC, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW

WHEREAS, on July 17, 2012, the Township Council of the Township of Aberdeen (the “Governing Body”) adopted a redevelopment plan for a “Mixed Use Redevelopment In Section II of the Train Station Redevelopment Area” (the “Redevelopment Plan”); and

WHEREAS, the Township of Aberdeen (the “Township”) is the owner of the real property designated as Block 259, Lot 1, and Block 263, Lots 1 and 2, on the official tax map of the Township (the “Property”); and

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-13(c), authorizes the Governing Body to convey Township-owned property by private sale to a private developer in accordance with the Local Redevelopment and Housing Law (“LRHL”), N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, the LRHL, N.J.S.A. 40A:12A-8(g), authorizes the Governing Body to convey the Property in accordance with the Redevelopment Plan to a private developer without public bidding and at such prices and on such terms as the Township deems reasonable; and

WHEREAS, pursuant to the LRHL, the Governing Body entered into a Master Redevelopment Agreement governing the redevelopment of Section II of the Train Station Redevelopment Area, which contemplates conveyance of the Property by the Township to the redeveloper.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Aberdeen, County of Monmouth, State of New Jersey, as follows:

1. The Mayor of the Township of Aberdeen is hereby authorized to execute any and all agreements and other related documents necessary to effect the sale of the Property to Highview Homes at Aberdeen, LLC.
2. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid by a Court of competent jurisdiction, such invalidity shall not affect other provisions of the Ordinance and to this end the provisions of this Ordinance are declared to be severable.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

ALL OF WHICH IS ADOPTED THIS _____ DAY OF _____, 2014.