

ORDINANCE NO. 07-47

AN ORDINANCE OF THE TOWNSHIP OF LACEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK 918, LOT 49; BLOCK 919, LOT 49; AND BLOCK 920, LOT 49, TO NASSAU MARINE HOLDINGS, LLC, IN ACCORDANCE WITH N.J.S.A. 40A:12-13(b)(5)

WHEREAS, the Township of Lacey is the owner of Block 918, Lot 49; Block 919, Lot 49; and Block 920, Lot 49, which are undersized lots under the current ordinances of the Township; and

WHEREAS, it is the desire of the governing body to sell said property; and

WHEREAS, the Township has established \$5,000.00 each as the fair market value for each lot; and

WHEREAS, N.J.S.A. 40A:12-13.2 requires the Township to first offer said property to the adjoining property owners for purchase; and

WHEREAS, the adjoining property owners were duly notified of the asking price of the Township for said property and said property owners were advised to present bids to the Township for the right to purchase said property; and

WHEREAS, adjoining property owner, Nassau Marine Holdings, LLC, has agreed to purchase Block 918, Lot 49; Block 919, Lot 49; and Block 920, Lot 49, from the Township for the sum of \$5,000.00 for each lot; and

WHEREAS, N.J.S.A. 40A:12-13(b)(5) provides for the authorization of said transfer of property by ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Township Committee of the Township of Lacey, County of Ocean, State of New Jersey, as follows:

SECTION 1. That in accordance with the requirements of N.J.S.A. 40A:12-13(b)(5), the governing body does hereby authorize the sale of Block 918, Lot 49; Block 919, Lot 49; and Block 920, Lot 49, to Nassau Marine Holdings, LLC, said property being undersized, and the adjoining property owner, Nassau Marine Holdings, LLC, submitting the highest bid for said property which bid was not less than the fair market value of said property.

SECTION 2. That the Mayor and Township Clerk are hereby authorized to execute any and all documents to transfer title to said property to Nassau Marine Holdings, LLC, for the sum of \$5,000.00 for each lot. Nassau Marine Holdings, LLC, shall be responsible for the payment of the Township's costs in conveying said property (i.e. attorneys' fees in the amount of \$400.00 each, publication costs in the approximate amount of \$100.00 each and recording fees in the amount of \$70.00 each).

SECTION 3. A condition of the transfer to Nassau Marine Holdings, LLC, is that Block 918, Lot 49 must be consolidated with Block 918, Lots 41 through 44; Block 919, Lot 49 must be consolidated with Block 919, Lots 1 through 48; and Block 920, Lot 49 must be consolidated with Block 920, Lots 1 through 48, currently owned by Nassau Marine Holdings, LLC.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Lacey held on the 13th day of December, 2007, and will be considered for second reading and final passage at a regular meeting of the Township Committee to be held on the 27th day of December, 2007, at 8:00 p.m., at the Municipal Building located on Lacey Road in Forked River, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.


VERONICA LAURRIGH, CMC, AAE
 Township Clerk, Township of Lacey

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