

ORDINANCE NO. 08- 25

AN ORDINANCE OF THE TOWNSHIP OF LACEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE ACQUISITION OF BLOCK 1837 LOTS 8.01 & 8.02 AND BLOCK 1837.01, LOTS 3 & 4, FROM GERIATRIC AND MEDICAL SERVICES, INC., IN ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1)

WHEREAS, Geriatric and Medical Services, Inc. is the assessed owner of Block 1837, Lots 8.01 & 8.02, and Block 1837.01, Lots 3 & 4 consisting of approximately 13.67 acres; and

WHEREAS, Geriatric and Medical Services, Inc. has indicated a willingness to sell the subject property to the Township of Lacey for the sum of \$1,900,000.00; and

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

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Township of Lacey, County of Ocean, State of New Jersey, as follows:

SECTION 1. That the governing body does hereby authorize the acquisition of Block 1837, Lots 8.01 & 8.02, and Block 1837.01, Lots 3 & 4 from Geriatric and Medical Services, Inc. This property is being acquired by the Township of Lacey pursuant to N.J.S.A. 40A:12-5(a)(1).

SECTION 2. That the Township Attorney is authorized to negotiate the contract of sale, obtain a title search and if the search shows clear and marketable title to obtain title insurance. The Township Administrator is authorized to obtain a Phase I Environmental Report. The acquisition of this property is subject to the receipt of clear title and acceptable Phase I Environmental Report.

SECTION 3. That the Mayor and Municipal Clerk are hereby authorized to execute any and all documents necessary for the acquisition of the subject property from Geriatric and Medical Services, Inc.

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 5. 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 6. 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 28th day August, 2008, and will be considered for second reading and final passage at a regular meeting of the Township Committee to be held on the 11th day of ~~September~~ 2008, at 7:00 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 LAUREIGH, CMC, AAE
Township Clerk, Township of Lacey

GRG:bl