

ORDINANCE NO. 09-15

**AN ORDINANCE OF THE TOWNSHIP OF LACEY,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE ACQUISITION OF BLOCK 2214,
LOTS 29, 30, 31 AND 32 FROM DAVID BURKE AND
DONNA BURKE AND DONNA L. BURKE IN
ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1)**

WHEREAS, David Burke and Donna L. Burke are the assessed owners of Block 2214, Lots 29, 30, 31 and 32; and

WHEREAS, David Burke and Donna L. Burke wish to donate the subject property to the Township of Lacey; and

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

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 the Mayor and Township Committee do hereby authorize the acquisition of Block 2214, Lots 29, 30, 31 and 32 from David Burke and Donna L. Burke. This property is being acquired by the Township of Lacey pursuant to N.J.S.A. 40A:12-5(a)(1) as a gift from David Burke and Donna L. Burke. The property being donated to the Township of Lacey shall be used for a public purpose, such as a cemetery, for recreation or open space.

SECTION 2. That the Mayor and Township Clerk are hereby authorized to execute any and all documents necessary for the acquisition of the subject property from David Burke and Donna L. Burke.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. 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 5. 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 ~~25~~²⁵th day of **June, 2009**, and will be considered for second reading and final passage at a regular meeting of the Township Committee to be held on the ~~9~~⁹th day of **July 2009**, 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:jg
#14-4/14-602.346