Borough of Norwood
Ordinance No. 11:02

Authorizing the Acquisition by a Gift of Property Known as Block 167, Lot 5 in the Borough of Norwood

WHEREAS, the

Mayor and Council of the Borough of Norwood ("Borough") finds that there is a need for the preservation of open space in the Borough, and that the property designated as Block 167, Lot 5, on the Borough's current tax map ("Property") is suitable for open space preservation because the property is undeveloped; and

WHEREAS, the owners of the Property offered a gift of the Property to the Borough, and therefore there will be no cost of acquiring the Property for open space preservation purposes; and

WHEREAS, the Borough's Planning Board adopted a resolution recommending the acquisition, after referral pursuant to N.J.S.A. 40:55D-31; and

WHEREAS, the purpose of this ordinance is to approve the acquisition of the Property, pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq. and all other applicable laws.

NOW, THEREFORE, BE IT ORDAINED by the Major and Council of the Borough of Norwood, County of Bergen, State of New Jersey, as follows:

SECTION 1: The Borough shall acquire, by agreement, the Property by way of a gift to the Borough, in accordance with the provisions of all applicable laws and legal standards. The acquisition shall include, but not be limited to, the acquisition of all easements, rights of way, leaseholds, and other estates in and to the Property. The Mayor, Clerk, and Borough Attorney are authorized and directed to execute all documents necessary for the acquisition, including a contract

for the purchase, which shall be in a form prepared by or approved by the Borough Attorney.

SECTION 2: The Property is being acquired for the purpose of preserving the undeveloped land that makes up the Property as much needed open space.

SECTION 3: The Borough acquires the Property pursuant to all of the powers delegated to the Borough pursuant to N.J.S.A. 40A:12-1 et seq.

SECTION 4: All ordinances or parts of ordinances that are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of any inconsistencies.

SECTION 5: The provisions of this ordinance are severable. If any part of this ordinance is declared to be unconstitutional or invalid by any court, the remaining parts of this ordinance will remain in full force and effect.

SECTION 6: This ordinance shall take effect upon final approval and publication, according to law.

Introduced and passed first reading:

Passed second reading:

ATTEST:	APPROVED BY:
_____	_____
Lorraine McMackin, Borough Clerk	James P. Barsa, Mayor

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