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**ORDINANCE AUTHORIZING THE PRIVATE
SALE OF FIVE (5) LOTS WITHIN THE TOWNSHIP OF
GREENWICH PURSUANT TO N.J.S.A. 40A:12-13(B)(5)**

ORDINANCE NO. 4 - 2014

WHEREAS, the Local Lands and Buildings Law, *N.J.S.A. 40A:12-13 et seq.*, authorizes the sale by municipalities of any real property, capital improvements, or personal property, or interest therein, not needed for public use by sale in the manner provided by law; and

WHEREAS, the Township of Greenwich is the owner of the following Lots/Blocks:

Lot/Block

206/3

216/2

215/2

224/2

230/2

WHEREAS, the above referenced Lots/Blocks are undersized under the current ordinances of the municipality; and

WHEREAS, the Mayor and Township Council have been approached by a contiguous owner, R&H Herskowitz, LLC, about purchasing these properties; and

WHEREAS, pursuant to *N.J.S.A. 40A:12-13.2* the Township is required to offer the right of first refusal to purchase said land to any contiguous real property owners; and

WHEREAS, the adjoining property owner R&H Herskowitz, LLC, has agreed to purchase the above referenced Lots and Blocks from the Township of Greenwich for a nominal fee of One (\$1.00) Dollar per parcel for the sum of Five (\$5.00) Dollars; and

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

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWNSHIP OF GREENWICH 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 Lot 206, Block 3; Lot 216, Block 2; Lot 215, Block 2; Lot 224, Block 2; and Lot 230, Block 2, to the adjoining property owner, Herskowitz, LLC, said property being undersized, and the adjoining property owner agreed to purchase said property.

Section 2.

The Mayor and Municipal Clerk are hereby authorized to execute any and all documents to transfer title to said property by Quitclaim Deed to R&H Herskowitz, LLC, for the sum of Five (\$5.00) Dollars. R&H Herskowitz, LLC shall be responsible for the payment of the municipality's costs in conveying said property. Greenwich Township Code, Chapter 675, Section 9 is hereby repealed and replaced with the amended language below. In all other respects Chapter 675 shall remain in full force and effect.

Section 3.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4.

Effective

This Ordinance shall take effect twenty (20) days after adoption and publication as required by law.

Introduced at a regular meeting of the Mayor and Council of the Township of Greenwich held on the 21st day of April, 2014 and passed upon a second reading of the Mayor and Council held on the 20th day of May, 2014.

ATTEST:

TOWNSHIP OF GREENWICH

LORI L. BIERMANN, Municipal Clerk

TWP. OF GREENWICH

GEORGE W. SHIVERY, JR., Mayor

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