

LEGAL NOTICE

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MUNICIPAL ORDINANCES**

NOTICE OF INTRODUCTION

NOTICE IS HEREBY GIVEN, that the following Ordinance was submitted in writing at a Meeting of the Township Council of the Township of Parsippany-Troy Hills, in the County of Morris and State of New Jersey, held on August 22, 2017 introduced and passed on first reading and the governing body will further consider the same for second reading and final passage thereof at a Meeting to be held on September 26, 2017 at 7:30 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township at which time and place a Public Hearing will be held thereon by the governing body, and all persons and citizens in interest shall have an opportunity to be heard concerning same. A copy of this ordinance has been posted on the Bulletin Board in the Municipal Building. During the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's Office in said Municipal Building to the members of the general public who shall request the same.

KHALED MADIN
Township Clerk

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY**

ORDINANCE NO. 2017:21

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS IN THE COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE ACQUISITION BY GIFT OF PROPERTIES LOCATED IN THE TOWNSHIP THROUGH THE TOWNSHIP OPEN SPACE, RECREATION, FLOODPLAIN PROTECTION, AND FARMLAND AND HISTORIC PRESERVATION PROGRAM

WHEREAS, pursuant to N.J.S.A. 40A:12-5, the Township of Parsippany-Troy Hills ("Township") has the power to acquire any real property for a public purpose through gift or bequest; and

WHEREAS, Lake Lenore Estates (the "Grantor") is the title owner of that certain parcel of real property identified as Block 14, Lot 12.02 on the Township's official Tax Map and located in the Glenmont Commons development (the "Property"); and

WHEREAS, the Property consists of approximately 1.49 acres of open space and undeveloped land; and

WHEREAS, Grantor has agreed to convey the entirety of the Property to the Township to be preserved as open space, which conveyance shall be Grantor's gift to the Township; and

WHEREAS, except for nominal consideration of One Dollar (US\$1.00), the Township shall not be obligated to pay to Grantor any monies or other remuneration for the conveyance of the Property; and

WHEREAS, pursuant to N.J.S.A. 40:12-15.1, *et seq.*, the Township may accept Grantor's conveyance of the Property as a gift, while preserving the Property as open space; and

WHEREAS, the Township estimates that closing costs for the Property should not exceed \$10,000.00.

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of Parsippany-Troy Hills, County of Morris and State of New Jersey that:

1. The above recitals are hereby incorporated into the body of this Ordinance as if set forth at length herein.
2. The acquisition by gift of a fee simple interest in the Property as defined herein above is hereby authorized, subject to the successful completion of the Township's due diligence including, but not limited to, environmental assessment and title searches.
3. The Property be preserved, by way of deed restriction, conservation easement or other legal instrument, as open space in perpetuity.
4. The expenditure of Closing Costs in an amount not to exceed Ten Thousand United States Dollars (US\$10,000.00) is hereby authorized.
5. The Township Attorney and the Business Administrator are hereby authorized to take all actions necessary to acquire the Property through negotiated purchase.
6. The Mayor and Township Clerk are hereby authorized to execute and witness, respectively, any documents necessary to effectuate the purchase of the Property subject to the above terms.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, that any ordinance or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict only; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.