

**BOROUGH OF PEAPACK AND GLADSTONE
ORDINANCE NO. 1076-2019**

AN ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY BY THE BOROUGH OF PEAPACK AND GLADSTONE, WHICH PROPERTY IS IDENTIFIED AS BLOCK 26, LOT 42.11 IN THE BOROUGH

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-1, et seq., provides that a municipality may, by ordinance, provide for the acquisition of real property or an interest therein by purchase, gift, devise, lease, exchange, or condemnation; and

WHEREAS, the governing body of the Borough of Peapack and Gladstone (hereinafter "Borough") desires to acquire certain real property currently owned by The Historical Society of the Somerset Hills ("THSSH"), which property is known and designated as 122 Main Street (Block 26, Lot 42.11), on the Official Tax Maps of the Borough of Peapack and Gladstone; and

WHEREAS, the governing body of the Borough has determined that the real property aforesaid is of significant historical and cultural significance to the residents of the Borough, and contains structures and/or artifacts such as the Lime Kiln which are more than one hundred years old and constitute a vital part of the Borough's history and identity; and

WHEREAS, this governing body was approached by the owner of the aforesaid property, The Historical Society of the Somerset Hills ("THSSH"), which expressed an interest and desire to transfer the property in question to the Borough for the consideration of \$1.00; and

WHEREAS, the governing body having considered this offer from the property owner, THSSH, and having determined it to be in the best interests of the Borough and its residents for it to make the referenced acquisition of land;

WHEREAS, pursuant to N.J.S.A. 40A:12-5, any acquisition of real property by a municipality must be effectuated by the passage of an ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Borough of Peapack and Gladstone, in the County of Somerset and State of New Jersey, as follows:

Section 1. The Mayor and Clerk are hereby authorized to accept a Deed for the acquisition of certain real property known and designated as 122 Main Street (Block 26, Lot 42.11), on the Official Tax Maps of the Borough of Peapack and Gladstone for the sum of \$1.00 consideration.

Section 2. The Mayor and Clerk are authorized to sign such additional documents as are deemed to be necessary, advisable and proper to acquire said real property.

Section 3. Ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed but only to the extent of such inconsistency.


Section 4. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 5. This Ordinance shall take effect immediately upon: (i) adoption; and (ii) publication in accordance with the laws of the State of New Jersey.


Introduced: June 25, 2019

Adopted: July 30, 2019

Attest:



NANCY A. BRETZGER
BOROUGH CLERK



GREGORY J. SKINNER
MAYOR