

ORDINANCE 17-23

**BOROUGH OF LINCOLN PARK
NOTICE OF INTRODUCTION**

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a meeting of the Council of the Borough of Lincoln Park held on July 17, 2023 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a meeting of the Borough Council to be held on August 21, 2023 at 7:30 p.m. or as soon thereafter as the Borough Council may hear this Ordinance at the Municipal Building, 34 Chapel Hill Road, Lincoln Park, New Jersey at which time all persons interested may appear for or against the passage of said Ordinance.

ORDINANCE 17-23

ORDINANCE AUTHORIZING ACCEPTING THE DONATION AND CONVEYANCE OF BLOCK 126, LOT 5 LOCATED ON ALEXANDER STREET ON THE TAX MAP OF THE BOROUGH OF LINCOLN PARK FROM THE ESTATE OF JOSEPHINE TREGLIA

WHEREAS, The Estate of Josephine Treglia, is the owner of certain property located in the Borough of Lincoln Park (the "Borough") and designated as Block 126, Lot 5 on Alexander Street on the Tax Map of the Borough of Lincoln Park (the "Property"); and

WHEREAS, The Estate of Josephine Treglia has offered to donate for no consideration the Property to the Borough; and

WHEREAS, the Borough has, after consultation with its legal and engineering professionals, determined that it is in the public interest to accept the donation of The Estate of Josephine Treglia; and

WHEREAS, the Borough desires to accept the Property subject to due diligence regarding environmental and/or any other issues that may affect the Borough's acceptance and ownership of the Property; and

WHEREAS, the Property is to be conveyed free and clear of any encumbrances; and

WHEREAS, N.J.S.A. 40a-12-1 *et seq.* and 40a:12-5, the Local Lands and Buildings Law, authorizes a public entity to acquire real property by gift pursuant to a duly adopted Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of Lincoln Park, County of Morris, State of New Jersey, as follows:

Section 1. The Mayor of the Borough of Lincoln Park is hereby authorized to accept the land donation of Block 126, Lot 5 on Alexander Street on the Tax Map of the Borough of Lincoln Park from The Estate of Josephine Treglia contingent upon the Borough conducting due diligence regarding environmental and/or any other issues that may affect the Borough's acceptance and ownership of the Properties and receiving adequate assurance that the Properties are free of environmental and/or other deleterious substances.

Section 2. The Mayor, Borough Attorney and Business Administrator with all other appropriate officers and employees of the Borough are hereby authorized and directed to record the Deed of Conveyance with all other required documentation with the Office of the Morris County Clerk and are hereby authorized to take all action necessary to effectuate the donation of the Properties.

Section 3. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provision of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder of any portion thereof.

Section 4. All Ordinances or parts of Ordinances of the Borough of Lincoln Park which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This Ordinance shall take effect immediately after final passage and publication on the manner provided by law.

ATTEST:

Andrew Seise, Council President

Courtney Fitzpatrick, RMC,CMC,MMC,CMR
Borough Clerk
Borough of Lincoln Park

Mayor Dr. David Runfeldt

<u>INTRODUCED:</u>	July 17, 2023
<u>PUBLISHED IN DAILY RECORD:</u>	July 18, 2023
<u>PUBLIC HEARING AND ADOPTION:</u>	August 21, 2023
<u>PUBLISHED IN DAILY RECORD:</u>	August 22, 2023
<u>EFFECTIVE:</u>	September 10, 2023