

**ORDINANCE
TOWNSHIP OF FRANKLIN
O-15-2010**

**AUTHORIZING THE TOWNSHIP OF FRANKLIN TO EXPEND THE PORTION OF
THE FUNDS MAINTAINED BY THE TOWNSHIP IN THE RECREATIONAL
FACILITIES/OPEN SPACE DEDICATED TRUST FUND AND THE MUNICIPAL
OPEN SPACE FUND FOR PURPOSES OF THE ACQUISITION OF THE PROPERTY
KNOWN ON THE TAX MAPS OF FRANKLIN TOWNSHIP AS BLOCK 1401, LOT 95**

WHEREAS, the Township Committee of the Township of Franklin maintains the dedicated trust fund for deposit of funds received by the Township as payment by developers related to open space and recreational facilities; and

WHEREAS, the Township of Franklin also maintains a fund related to the dedicated municipal open space tax; and

WHEREAS, the Township Committee has previously adopted resolutions authorizing the mayor to execute a contract with J&F George Associates relating to the Township's acquisition of the property known on the tax maps as Block 1401, Lot 95, said property being contiguous to Delsea High School; and

WHEREAS, the Township Committee believes it is in the best interest of the tax payers of the Township of Franklin to acquire said lands and to appropriate funds for that purpose.

NOW THEREFORE, BE IT ORDAINED, by the Township of Franklin, Committee of the Township of Franklin, County of Gloucester, State of New Jersey that the Township's Chief Financial Officer is authorized to expend \$109,000 from the municipal open space fund and \$246,000 from the recreational facilities/open space trust fund which, when combined, will support the purchase price and necessary incidental closing costs associated with the acquisition of Block 1401, Lot 95 on the Township of Franklin tax maps; and

BE IT FURTHER ORDAINED, that if any section, sentence, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such holding shall not affect or impair any other section, sentence, clause, provision or portion of this Ordinance.

BE IT FURTHER ORDAINED that this ordinance shall take effect immediately upon its final passage, adoption and publication as provided by law.

ATTEST:

TOWNSHIP OF FRANKLIN

CAROLYN K. TOY, CLERK

BY: _____
PATRICK DOUGHERTY, MAYOR

CERTIFICATION

I, Carolyn K. Toy, Clerk of the Township of Franklin the County of Gloucester, do hereby certify that the foregoing to be a true and correct copy of an Ordinance introduced by the Township Committee of the Township of Franklin at a meeting held on Tuesday, June 9, 2010 with a subsequent second public reading held on June 22, 2010 at which time any person interested therein was given an opportunity to be heard.

Carolyn K. Toy, Clerk