

**ORDINANCE
TOWNSHIP OF FRANKLIN
O-10-09**

**ORDINANCE OF THE TOWNSHIP OF FRANKLIN
AMENDING ORDINANCE O-6-97**

WHEREAS, the Township Committee of the Township of Franklin, County of Gloucester and State of New Jersey on July 8, 1997 adopted Ordinance O-6-97 which authorized and provided for various capital improvements for the Township of Franklin and which appropriated the aggregate amount of \$1,103,375.00; and

WHEREAS, one of the line items within said Ordinance was the construction of certain improvements at the Woods at Lincoln in the amount of \$12,375.00 which was to encompass a tot lot; and

WHEREAS, said funds were appropriated but never expended; and

WHEREAS, the Township Committee of the Township of Franklin no longer believes it is necessary or appropriate to utilize public funds for the creation of a tot lot at the Woods at Lincoln; and

WHEREAS, the Township Committee wishes to reallocate said funds to the Rapid Response Paving Program for the benefit of all of the residents of the Township of Franklin.

NOW THEREFORE, BE IT ORDAINED, by the Township of Franklin, Committee of the Township of Franklin, County of Gloucester, State of New Jersey as follows:

Section 3 of Ordinance O-6-97 is amended to delete reference to any of the improvements at the Woods at Lincoln in the amount of \$12,375.00 having an anticipated average useful life expectancy of ten (10) years.

The balance of Ordinance O-6-97 be and remains valid.

The sum of \$12,375.00 presently maintained on account by the Township of Franklin be and is hereby moved to the Rapid Response Paving program established by ordinance.

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 holdings shall not effect 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 including submission to the Gloucester County Planning Board as may be necessary.

ATTEST:

TOWNSHIP OF FRANKLIN

CAROLYN K. TOY, CLERK

BY: _____
JOSEPH C. PETSCH, 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, July 14, 2009 with a subsequent second public reading held on August 11, 2009 at which time any person interested therein was given an opportunity to be heard.

CAROLYN K. TOY, CLERK