

ORDINANCE  
TOWNSHIP OF FRANKLIN  
O-23-08

SALE OF UNDERSIZED PROPERTY OWNED BY THE TOWNSHIP OF FRANKLIN

WHEREAS, the Township of Franklin is the owner of certain undersized lands identified as Block 5205 Lots 1,4,and 5 and Block 5210 Lot 1 on the Tax Assessment Map of Franklin Township; and

WHEREAS, said properties are not needed for public use by the Township of Franklin; and

WHEREAS, the Township Committee is desirous of selling said properties at private sale to contiguous property owners, pursuant to N.J.S.A. 40A;12-13(b), subject to Block 5205 Lots 1,4, and 5 being sold as a single parcel, and subject to the highest bid and subject to a minimum bid of four thousand eight hundred dollars (\$4,800.00) for Block 5205 Lots 1, 4 and 5 and one thousand five hundred dollars (\$1,500.00) for Block 5210 Lot 1 and any conditions as hereinafter set forth; and

WHEREAS, the properties are sold "as is, where is" and the Township does not make any representations as to the properties;

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, that Block 5205 Lots 1,4 and 5; and Block 5210 Lot 1 owned by the Township are not needed for public use, shall be sold to a contiguous landowner by sealed bid; and

BE IT FURTHER ORDAINED, all bids must be received by the Township Clerk's Office prior to 1:00 P.M. on Friday, September 26, 2008 at which time all bids will be opened; and

BE IT FURTHER ORDAINED, that each bidder is required to submit a deposit at the time of the bid of 10% of their bid, by cash or check; money order, or cashier's check; and

BE IT FURTHER ORDAINED, the balance of the purchase price for the above properties shall be paid to the Township Clerk by cash or certified check; money order, or cashier's check on or before 12:00 noon on October 24, 2008; and

BE IT FURTHER ORDAINED, in the event the successful bidders fail to pay the balance of the purchase price within the time specified, the Township Committee reserves the right to cancel the sale and retain the deposit as liquidated damages and sell the properties to the next highest bidder under the same terms and conditions; and

BE IT FURTHER ORDAINED, that the proper officials of the Township Committee are authorized to execute documents to complete such sale; and

BE IT FURTHER ORDAINED, the Township Committee reserves the right to reject any and all bids.

Introduced: July 22, 2008

	MATTEI	BENDY	PETSCH	PFROMMER	SCAVELLI
YES					
NO					
ABSTAIN					
ABSENT					

Public Hearing Held: August 26, 2008

Adopted: \_\_\_\_\_

	MATTEI	BENDY	PETSCH	PFROMMER	SCAVELLI
YES					
NO					
NO					
ABSTAIN					

**NOTICE**

The above ordinance was introduced and passed on first reading at the meeting of the Township Committee of the Township of Franklin in the County of Gloucester held on the the 22<sup>nd</sup> day of July, 2008 and will be considered for final passage at a meeting to be held by the Township Committee at 8 p.m. on the the 26<sup>th</sup> day of August, 2008 at which time and place any person interested will be given an opportunity to be heard.

ATTEST: TOWNSHIP OF FRANKLIN

\_\_\_\_\_  
CAROLYN K. TOY, CLERK

\_\_\_\_\_  
FRANK SCAVELLI, MAYOR

**CERTIFICATION**

I, CAROLYN TOY, Clerk of the Township of Franklin, County of Gloucester, do hereby certify that the foregoing ordinance was introduced at a regular meeting of the Township of Franklin held on July 22, 2008, and thereafter duly advertised in the legal newspaper of the Township at least 10 days prior to it being considered for final passage and adoption at a subsequent meeting to be held on \_\_\_\_\_, 2008, at which time any person interested therein will be given an opportunity to be heard.

\_\_\_\_\_  
CAROLYN TOY, Clerk