

**TOWNSHIP OF FRANKLIN**

**R-68-18**

**RESOLUTION IN SUPPORT OF OPEN SPACE PRESERVATION FOR  
PROPERTY LOCATED ON MAIN ROAD KNOWN AS BLOCK 1001, LOT 73 ON  
THE OFFICIAL TAX MAP OF THE TOWNSHIP OF FRANKLIN**

**WHEREAS**, Main Road Materials, LLC (“Main Road”), the contract purchaser of property located on Main Road in the Township of Franklin also known as Block 1001, Lot 73 on the Official Tax Map of the Township of Franklin which is undeveloped land (“Property”) filed a lawsuit against the Township of Franklin and Township of Franklin Planning Board (“Township”) seeking to prevent the Township from affirmatively prohibiting a resource extraction operation on the Property;

**WHEREAS**, the parties entered into a Final Settlement Agreement, dated March 27, 2018, resolving the litigation subject to the conditions and provisions contained therein (“Settlement Agreement”);

**WHEREAS**, in Section 2 of the Settlement Agreement, Main Road agreed to make application to state and county agencies to preserve the Property as open space and/or green acres and be responsible for applying for and providing any and all funding for such open space preservation;

**WHEREAS**, pursuant to the Settlement Agreement, the Township agreed to adopt a Resolution to endorse and support Main Road’s application to preserve the Property as open space instead of the Property being used as a resource extraction operation or other such use;

**WHEREAS**, open space in the form of parkland, family farms, historic and cultural sites, recreation areas and natural water shed areas are necessary to the continued vitality of the Township and its residents and provide for protection of property values, water quality and the promulgation of natural resources; and

**WHEREAS**, protecting the Property from resource extraction and other such uses will help to protect natural resources and safeguard the Property from degradation and uses that are not in the best interest of the community.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Franklin, County of Gloucester and State of New Jersey as follows:

(1) The Mayor and Township Committee of the Township of Franklin hereby support the preservation of the Property for open space, green acres or other such forms of preservation.

(2) The Mayor and Township of Committee of the Township of Franklin hereby endorse and support Main Road's application to preserve the Property for open space and green acres, subject to its final review of such application.

(3) The Municipal Clerk is hereby authorized to provide a copy of this Resolution to any interested party at the request of Main Road.

**ADOPTED** at a regular meeting of the Township Committee of the Township of Franklin on April 24, 2018

ATTEST:

TOWNSHIP OF FRANKLIN

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**Barbara Freijomil, Clerk**

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**Leah Vassallo, Mayor**

#### **CERTIFICATION**

I, Barbara Freijomil, Clerk of the Township of Franklin, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a regular meeting held on April 24, 2018.

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Barbara Freijomil, Municipal Clerk