

23-12
THE TOWNSHIP OF SPARTA
AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY
LOCATED IN THE TOWNSHIP OF SPARTA

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq., provides that a municipality may, by ordinance, provide for the acquisition of real property or an interest therein by purchase, gift, devise, lease, exchange, or condemnation in the manner provided in the Eminent Domain Act, N.J.S.A. 20:3-1 et seq.; and

WHEREAS, Lions Gate Partners LLC has offered to construct a required detention basin and convey at no charge to the Township its real property designated as 19 Celia Drive, Township of Sparta, Sussex County, State of New Jersey, and identified as Block 27006, Lot 5 (the “Property”) to the Township of Sparta. The Township Council has determined that it is in the interest of the Township to acquire the Property from Lions Gate Partners LLC for Township purposes; and

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Sparta, County of Sussex, State of New Jersey, as follows:

Section 1. The conveyance by Lions Gate Partners LLC of its Property known as 19 Celia Drive, Township of Sparta, Sussex County, State of New Jersey, and identified as Block 27006, Lot 5 (the “Property”) after Lions Gate Partners LLC constructs the required detention basis for public use is hereby accepted. The acquisition is subject to the Township and Lions Gate Partners LLC entering into a contract for the property transfer. The Mayor and Township Clerk are authorized to sign the contract upon the recommendation of the Township Manager and Township Attorney.

Section 2.

There is hereby appropriated the sum of \$4,500.00 for the costs and expenses for the acquisition of the Property.

Section 3. Severability

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. Repealer

All Ordinances or parts of ordinances inconsistent herewith are repealed as to such inconsistencies.

Section 5. Effective Date

This Ordinance shall take effect upon passage and publication as provided by law, however, if Lions Gate Partners LLC fails or refuses to sign the contract, the ordinance shall be void and of no effect.

NOTICE

PLEASE TAKE NOTICE that the above ordinance was introduced and passed upon first reading at a regular meeting of the Sparta Township Council held at the Municipal Building, 65 Main Street, Sparta, New Jersey on June 27, 2023, and will be considered for final passage and adoption at the regularly scheduled meeting of the Township Council of the Township of Sparta to be held at the Municipal Building, 65 Main Street, Sparta, New Jersey, on July 11, 2023 at 7:00 p.m., at which time and place all persons interested therein or affected thereby will be given an opportunity to be heard concerning the same.

BY ORDER OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SPARTA.

ROXANNE LANDY, RMC
MUNICIPAL CLERK