

TOWNSHIP OF UPPER DEERFIELD

ORDINANCE 764

**AUTHORIZING THE ACQUISITION OF LANDS CONSISTING OF 87 ACRES,
MORE OR LESS, IDENTIFIED ON THE UPPER DEERFIELD TOWNSHIP TAX MAP AS
LOT 13 OF BLOCK 1101**

WHEREAS, the Township of Upper Deerfield (“Township”) has determined that it is desirable and in the public interest, to acquire lands and premises within the Township of Upper Deerfield to preserve and conserve those lands to provide open space and passive recreational facilities for members of the general public; and

WHEREAS, there exists 87 acres more or less, within the Township located near Silver Lake being shown on the Township of Upper Deerfield Tax Map as Lot 13 of Block 1101 (the “Lands”); and

WHEREAS, the owner of the Lands has indicated a willingness to sell the lands; and

WHEREAS, Cumberland County and the Trust for Public Land have joined together for the purposes of arranging for the acquisition of the lands, more particularly as authorized by N.J.S.A. 48:12-1, et seq., with title to the property to be held by the Township upon conclusion of the acquisition to be held and preserved as recreational, open space and conserved land; and

WHEREAS, the Trust for Public Land and Cumberland County, have reached an agreement as to the funding for the acquisition of the purchase of the Lands and the relative responsibilities for the parties to investigate the properties and to share in the costs of acquisition, and

WHEREAS, the Trust for Public Land, has an option agreement for the purchase of the real estate consistent with the agreement of Cumberland County and the Trust for Public Land, for a sale and purchase price of \$1,200,000.00; and

WHEREAS, the funding for the acquisition is dependent, in part, upon grants made by Cumberland County and Green Acres, which grant applications have not yet been approved; and

WHEREAS, Cumberland County is in the process of authorizing the set-aside of certain funds to be made available for use in the acquisition of these lands in the event that the grant applications are approved by Cumberland County and Green Acres; and

WHEREAS, the Township desires to formally approve the acquisition by Ordinance so that the necessary contracts may be executed by the Township.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of Upper Deerfield Township as follows:

1. The acquisition of the Lands between the The Trust for Public Land and Cumberland County, with Upper Deerfield Township taking ownership of the property at the conclusion of the sale from The Trust for Public Land at a cost of one dollar, is hereby approved.
2. Mayor James P. Crilley and Roy Spoltore, Municipal Clerk, be and the same are hereby authorized to execute such documents as may be reasonable and necessary to effectuate the acquisition of the Lands for a cost of one dollar from The Trust for Public Land.

3. The authorization to acquire these Lands is subject to the final approval and funding of the grant applications by Green Acres and Cumberland County.

James Crilley, Chairman

Adopted: November 2, 2017

Attested:

Roy J. Spoltore, Township Clerk

First Reading: October 19, 2017

Publication: October 24, 2017

Publication of Final Adoption: November 6, 2017