

**PUBLIC NOTICE**

An Ordinance entitled:

**Ordinance No. 09-1271 - AN ORDINANCE FURTHER AMENDING ORDINANCE # 04-1118 AUTHORIZING THE SALE OF PROPERTY OWNED BY THE BOROUGH OF TINTON FALLS, DESIGNATED AS BLOCK 69, LOT 4.01 IN THE BOROUGH OF TINTON FALLS, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

Ordinance No. 09-1271 was introduced on April 7, 2009 following the Public Hearing held on June 16, 2009. Said Ordinance was ADOPTED.

KAREN MOUNT-TAYLOR, RMC, CMC

**AN ORDINANCE FURTHER AMENDING ORDINANCE # 04-1118 AUTHORIZING THE SALE OF PROPERTY OWNED BY THE BOROUGH OF TINTON FALLS, DESIGNATED AS BLOCK 69, LOT 4.01 IN THE BOROUGH OF TINTON FALLS, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**WHEREAS**, the Borough of Tinton Falls is the owner of Block 69, Lot 4.01; and  
**WHEREAS**, under prior Ordinance #04-1118, the Borough Council of the Borough of Tinton Falls authorized the public sale of the above captioned lot and block subject to the terms and conditions contained therein; and  
**WHEREAS**, the subject property is located in the Historic District of the Borough of Tinton Falls and is subject to the rules and regulations of the New Jersey Historical Preservation Office in the Department of Environmental Protection, which Department has required the imposition of certain easements and restrictions previously approved; and

**WHEREAS**, the Department of Environmental Protection has determined by letter of April 3, 2009, that the Deed of Historic Preservation Easement previously executed and forwarded to the Department of Environmental Protection do not require execution by the Department of Environmental Protection prior to recording; and

**WHEREAS**, the Borough Assessor has reviewed the appraisal previously received by the Borough for this property and has determined that due to the deteriorating real estate market and the negative economic climate caused by the recent recession, that it is in the best interests of the Borough of Tinton Falls to modify the minimum bid acceptable for the property in accordance with New Jersey Statutes and has submitted a report indicating his recommendation to offer the property at the minimum bid price of \$175,000.00; and

**WHEREAS**, the prior Ordinance designated a date certain for the sale of the premises which requires further amendment; and

**WHEREAS**, the Director Of Law has recommended that the date, time and place for the sale of the property shall be fixed by the Borough Clerk and advertised in an appropriate manner in accordance with the Borough Ordinances and Laws of the State of New Jersey,

**NOW THEREFORE BE IT ORDAINED** by the Borough Council of the Borough of Tinton Falls in the County of Monmouth, as follows:

1. That Section II of Ordinance # 04-1118 is hereby amended to provide the following:

| Block | Lot  | Address           | Use         | Minimum Bid  |
|-------|------|-------------------|-------------|--------------|
| 69    | 4.01 | 188 Sycamore Ave. | Residential | \$175,000.00 |

2. hat Section I of Ordinance # 04-1118 is hereby further amended to provide that the public sale shall be held by the Borough Clerk at the Tinton Falls Borough Municipal Building, Main Meeting Room, 556 Tinton Avenue, Tinton Falls, New Jersey, at a date and time to be set by the Borough Clerk therefore and advertised in accordance with the Ordinance provisions therein.

This Ordinance shall become effective immediately following adoption in accordance with Resolution of the Borough Council intended to be adopted simultaneously herewith as set forth in Ordinance Section 2-3.1(f).

**PLEASE PUBLISH IN FULL ON: June 18, 2009 along with the following resolution**

**R-09-173A - RESOLUTION - REAFFIRMING RESOLUTION 09-173 - AUTHORIZING IMMEDIATE EFFECTIVENESS OF ORDINANCE NO. 09-1271**

WHEREAS, the Director of Law has recommended to the Borough Council that the amendment of Ordinance No. 04-1118 by the passage of proposed Ordinance No. 09-1271, may and should be made effective immediately upon adoption and publication in accordance with Borough Ordinance Section 2-3.1(f) in order to allow the advertisement of bids and sale of the properties intended under said Ordinance in an expeditious manner, and to minimize the effect of negative market conditions in the real estate market at present, and;

WHEREAS, the Borough Council of the Borough of Tinton Falls deems it in the best interest of the Borough of Tinton Falls to establish the attached Ordinance No. 09-1271 as effective upon passage and publication by the Borough Clerk,

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that it is the intention and will of the Borough Council of the Borough of Tinton Falls that Ordinance No. 09-09-1271 is and shall be effective immediately upon final passage, approval by the Mayor and publication by the Borough Clerk in accordance with Ordinance Section 2-3.1(f).

I hereby certify that the above Resolution was duly adopted by the Borough Council of the Borough of Tinton Falls at a meeting held on June 16, 2009

KAREN MOUNT-TAYLOR, RMC, CMC

**PLEASE PUBLISH IN FULL ON: June 18, 2009**