

**NOTICE OF PENDING ORDINANCE**

**ORDINANCE NO. 09-1272**

The ordinance published herewith was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Tinton Falls, in the County of Monmouth, State of New Jersey, held on May 19, 2009. This Ordinance will be further considered for adoption, after the public hearing is held thereon, at a meeting of the Borough Council to be held on Tuesday, June 16, 2009, in the Municipal Center, 556 Tinton Avenue, Tinton Falls, NJ beginning at 7:30 o'clock P.M. During the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available in the Clerk's Office to the members of the general public who shall request the same.

KAREN MOUNT-TAYLOR, RMC, CMC

**AN ORDINANCE FURTHER AMENDING ORDINANCE # 04-1119 AUTHORIZING THE SALE OF PROPERTY OWNED BY THE BOROUGH OF TINTON FALLS, DESIGNATED AS BLOCK 66, 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 66, Lot 4.01; and

**WHEREAS**, under prior Ordinance #04-1119, 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 \$275,000.00 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 # 04-1119 is hereby amended to provide the following:

Block	Lot	Address	Use	Minimum Bid
66	4.01	771 Tinton Avenue	Residential	\$275,000.00

2. That Section I of Ordinance # 04-1119 is 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 MAY 21, 2009