

RESOLUTION 2016-

RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF BELMAR, IN THE COUNTY OF MONMOUTH, NEW JERSEY, DESIGNATING PROPERTY IDENTIFIED AS BLOCK 106, LOTS 1-3, 5-6, 10.01, 10.02 AND 11; BLOCK 116, LOTS 1-2; BLOCK 117, LOTS 1-4, 6-9, AND 12-15; BLOCK 67, LOT 4.01; BLOCK 86, LOTS 1-7; BLOCK 86.01, LOT 1; BLOCK 87, LOTS 1-3; AND BLOCK 96, LOTS 1 AND 3-9 AS AREAS IN NEED OF REDEVELOPMENT, NON-CONDEMNATION

WHEREAS, the Borough of Belmar, in the County of Monmouth, New Jersey (the “**Borough**”), a public body corporate and politic of the State of New Jersey (the “**State**”), is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), to determine whether certain parcels of land within the Borough constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, on April 5, 2016, the Borough Council adopted Resolution 2016-79 in accordance with *N.J.S.A.40A:12A-6* authorizing and directing the Planning Board of the Borough (the “**Planning Board**”) to conduct an investigation to determine whether certain area of the Borough commonly known as Block 106, Lots 1-3, 5-6, 10.01, 10.02 and 11; Block 116, Lots 1-2; Block 117, Lots 1-4, 6-9, and 12-15; Block 67, Lot 4.01; Block 86, Lots 1-7; Block 86.01, Lot 1; Block 87, Lots 1-3; and Block 96, Lots 1 and 3-9 on the tax maps of the Borough (the “**Study Area**”) satisfies the criteria to be designated as an “area in need of redevelopment”; and

WHEREAS, said resolution stated that the redevelopment area determination would authorize the Borough to use all those powers provided by the Redevelopment Law for use in a redevelopment area, other than the power of eminent domain; and

WHEREAS, on July 18, 2016, the Planning Board held a public hearing in accordance with *N.J.S.A. 40A:12A-6* at which it reviewed the findings of a report prepared by David G. Roberts, AICP/PP, entitled “Redevelopment Area Preliminary Investigation Report: Seaport Redevelopment Area Expansion” dated June 28, 2016 (the “**Redevelopment Study**”) which determined that the Study Area met the criteria for designation as an “area in need of redevelopment” under the Redevelopment Law, and adopted a resolution which endorsed the findings of the Redevelopment Study and recommended to the Borough Council, pursuant to *N.J.S.A. 40A:12A-6*, that the Study Area be designated as an “area in need of redevelopment” (the “**Redevelopment Area**”); and

WHEREAS, in accordance with the recommendation of the Planning Board, the Borough Council intends to designate the Study Area as an “area in need of redevelopment” pursuant to *N.J.S.A. 40A:12A-5*.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF BELMAR AS FOLLOWS:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The recommendations and conclusions of the Planning Board are hereby accepted by the Borough Council.

Section 3. Based upon the findings and recommendations of the Planning Board, the Study Area is hereby designated an area in need of redevelopment without the power of eminent domain (the “**Non-Condemnation Redevelopment Area**”), pursuant to the provisions of Sections 5 and 6 of the Redevelopment Law.

Initials:_____

Section 4. The Borough Clerk is hereby directed to transmit a copy of this Resolution to the Commissioner of the New Jersey Department of Community Affairs for review pursuant to Section 6b(5)(c) of the Redevelopment Law.

Section 5. The Borough Clerk is hereby directed to serve, within ten (10) days hereof, a copy of this Resolution upon (i) all record owners of property located within the Non- Condemnation Redevelopment Area, as reflected on the tax assessor’s records, and (ii) each person who filed a written objection prior to the hearing held by the Planning Board, service to be in the manner provided by Section 6 of the Redevelopment Law.

Section 6. This Resolution shall take effect immediately.

offered the above resolution and moved its adoption.

Seconded by and adopted by the following vote:

Councilmembers:	AYES	NAYS	ABSTAIN	ABSENT
Ms. Keown-Blackburn				
Mr. Magovern				
Mr. Brennan				
Mrs. Nicolay				
Mayor Doherty				

I, April Claudio, Borough Clerk of the Borough of Belmar, Monmouth County, New Jersey, do hereby certify the foregoing to be a true and exact copy of the Ordinance which was introduced by the Borough Council at a meeting held on the ____ day of _____, 2016 and finally adopted by the Borough Council at a meeting held on the _____ of _____, 2016.

April Claudio
Municipal Clerk

Initials:_____