

Ordinance #2002-976

**AN ORDINANCE AUTHORIZING THE SALE OF
LOTS 1 & 2, BLOCK 145 ON THE
TAX MAP OF THE BOROUGH OF MANVILLE**

BE IT ORDAINED by the Mayor and Council of the Borough of Manville, in the County of Somerset and State of New Jersey, as follows:

1. It does hereby find and determine that Lots 1 and 2 in Block 145 on the Tax Map of the Borough is no longer needed for public use.
2. Pursuant to *N.J.S.A. 40A:12-13*, it does hereby authorize the public sale of said lot at public auction to the highest bidder, subject to the provisions of said statute and to the restrictions, terms, and conditions contained herein, and such minimum price, if any, and such other restrictions, terms and conditions as shall be determined by resolution of the Mayor and Council.
3. Because the property to be sold is less than the minimum size for development under the Borough's Land Development Ordinance, only contiguous property owners are qualified initially to purchase the premises, and the sale at auction shall be limited to such contiguous owners, provided however, in the event no contiguous property owner submits a responsible bid, a sale at auction to the general public is hereby authorized.
4. It is the intention of the Borough to convey whatever title, interest or claim it has in the premises, and it makes no representation as to the quality of title it will convey or that such title will be marketable. If it is determined that the Borough cannot convey marketable title, the successful bidder may accept such title as the Borough can convey or rescind the sale. In the event of such a rescission, all deposit moneys shall be returned without interest and neither party shall have any further liability to the other.
5. The conveyance shall be subject to the rights of parties in possession, if any, all easements and restrictions of record and such other facts as may be disclosed by an accurate survey.
6. Conveyance shall not be construed as a waiver of any developmental regulations of the Borough and shall confer no express or implied rights in favor of the grantee with respect to development of the property.
7. The sale shall be subject to the condition that if closing of title is not effected within ninety (90) days of acceptance of bid by the Mayor and Council, the Borough may rescind the sale on such terms and conditions as the Mayor and Council shall determine to be reasonable and in the public interest.

8. This ordinance shall be effective immediately upon final adoption, approval, and publication in accordance with law.

Borough of Manville

Angelo Corradino, Mayor

ATTEST:

Philip E. Petrone, Borough Clerk

STATEMENT OF PURPOSE

The purpose of this Ordinance is to authorize the sale of Lots 1 & 2 in Block 145.

ORDINANCE #2002-976

FIRST READING:

ROLL CALL

Introduced	Seconded	Council	Yes	No	Abstain	Absent
		ALLAN	√			
		ASHER	√			
		PETROCK	√			
		POLAK	√			
√		WEISS	√			
	√	WIERZBA	√			
		MAYOR CORRADINO				

PASSED this 15th day of October, 2002

Attest:

Philip E. Petrone, Borough Clerk

SECOND READING:

ROLL CALL

Introduced	Seconded	Council	Yes	No	Abstain	Absent
√		ALLAN	√			
		ASHER	√			
		PETROCK	√			
		POLAK	√			
	√	WEISS	√			
		WIERZBA	√			
		MAYOR CORRADINO				

ADOPTED this 11th day of November, 2002.

Attest:

Philip E. Petrone, Clerk