

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ACQUISITION OF INTERESTS IN LAND BY EMINENT DOMAIN FOR RENOVATION OF RECREATION PARK

WHEREAS, the City of New Brunswick has undertaken a construction project for renovation of Recreation Park which is located on Pine Street in the City of New Brunswick. Said renovation and construction will include the extension of Sanford Street through to Reservoir Avenue in the City of New Brunswick;

WHEREAS, the renovation of Recreation Park will benefit the community by providing improved community recreation space and facilities to both improve the quality of life in the neighborhood and mitigate traffic and parking conflicts in the adjacent residential areas; and

WHEREAS, the City Council finds and declares it necessary and in the best interest of the public that interests in the land and property rights, hereinafter described be condemned, appropriated and taken, in fee simple absolute, as authorized by N.J.S.A. 40A:12-4(a).

NOW, THEREFORE, be it Ordained by New Brunswick City Counsel, as follows:

SECTION I

Condemnation Authorized. The land and property rights of the vacant land located at 67 Reservoir Avenue, New Brunswick, NJ, also referred to on the Official Tax Map of the City of New Brunswick as Block 341, Lot 72.01, as described in Exhibit A, are hereby authorized for condemnation for purposes of renovation of Recreation Park, as authorized by N.J.S.A. 40A:12-4(a), and subject to the payment of just compensation to the owner thereof.

SECTION II

Costs and Expenses; Authorization to Negotiate. The cost and expense of acquiring the property rights described in this Ordinance shall be paid from **Acct. No. 3-071302-A-13**, as may be appropriate. The City Attorney or his designee is hereby authorized to negotiate with, make offers to and execute agreements with the owner of the said land or property interests, for the purposes of obtaining property interests, making or paying just compensation, and approving the payment of just compensation as negotiated with said owner or as ordered by a court of competent jurisdiction.

SECTION III

City Attorney Authorized. In the absence of negotiated purchases with the affective property owner, the City Attorney or his designee is hereby authorized and directed to undertake proceedings provided by law to condemn, appropriate and take the property necessary to carry out the provisions of the Ordinance. The City Attorney or his designee is further authorized to approve and enter into any and all such agreements, stipulations, and orders necessary to carry out the provisions of this ordinance, including the payment of just compensation as agreed to with the owners, or as ordered by a court of competent jurisdiction.

SECTION IV

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION V

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION VI

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and shall be published as required by law.

ADOPTED ON FIRST READING:

DATED: *August 6*, 2014



COUNCIL PRESIDENT

ADOPTED ON SECOND READING:

DATED:

COUNCIL PRESIDENT

ATTEST:

CITY CLERK

APPROVAL OF THE MAYOR ON THIS DAY OF _____, 2014.

MAYOR

APPROVALS:

CITY ADMINISTRATOR



CITY ATTORNEY

CG/kc

COUNCILMEMBER	Y	N	NV	AB	COUNCILMEMBER	Y	N	NV	AB
ANDERSON	X				GARLATTI M	X			
EGAN, VP	X				ESCORBAR, Pres	X			
FLEMING	X								

FIRST READING VOTE ON AUGUST 6, 2014 M=MOVED S= SECOND NV= NO VOTE AB= ABSENT

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK CHAPTER 10, "VEHICLES AND TRAFFIC"

BE IT ORDAINED by the City Council of the City of New Brunswick, as follows:

SECTION I

Title 10, Chapter 10.12, Section 10.12.060A - Schedule 8-A, "Loading Zones" is hereby amended to **ADD** the following:

<u>STREET</u>	<u>SIDE</u>	<u>DESCRIPTON</u>
Hamilton	South	Beginning at a point 165' west of the westerly curbline of College Avenue and extending to a point 35' westerly thereof.

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

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ADOPTED ON FIRST READING:

DATED: August 6, 2014



 COUNCIL PRESIDENT

ADOPTED ON SECOND READING:

DATED:

 COUNCIL PRESIDENT

ATTEST:

 CITY CLERK

APPROVAL OF THE MAYOR ON THIS DAY OF _____, 2014.

 MAYOR

APPROVALS:

CITY ADMINISTRATOR

[Handwritten signature]
CITY ATTORNEY

[Handwritten signature]
CITY ENGINEER

TKS/kc

COUNCILMEMBER	Y	N	NV	AI	COUNCILMEMBER	Y	N	NV	AI
ANDERSON	X				GARLATH M.	X			
EGAN VP S	X				ESCOBAR, Pres	X			
FLEMING	X								

FIRST READING VOTE ON AUGUST 6, 2014 M= MOVED S= SECOND NV=NO VOTE AI= ABSENT