

O-20-08
01/15/20

AN ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN PROPERTY OWNED BY THE NEW JERSEY TURNPIKE TO THE CITY OF BAYONNE, COUNTY OF HUDSON IDENTIFIED AS BLOCK 399 LOTS 4, & 5(PARCEL 256AX), BLOCK 399 LOT 5.01 (PARCEL 257BX), BLOCK 395A LOT 1 (PARCELS 259BX, E259CX AND 259DX) BLOCK 393 LOTS 19, 20 AND 21 (PARCEL R265AX), BLOCK 46 LOT 23 (PARCEL 269X), BLOCK 46 LOT 50 (PARCEL 270X), BLOCK 41 LOTS 11 AND 12 AND BLOCK 393 LOTS 22, 26, 27 AND 29 (Parcel 273AX AND 273BX) ON THE TAX MAP OF THE CITY OF PURSUANT TO N.J.S.A. 40A:12-3, ET SEQ.

WHEREAS, the Local Lands and Building Laws, N.J.S.A. 40A:12-3, et seq., authorizes the purchase by municipalities of any real property, capital improvements or personal property, or interests therein; and

WHEREAS, the City of Bayonne previously entered into a Memorandum of Agreement date January 12, 2015 with the New Jersey Turnpike Authority related to the 14A interchange improvements, and

WHEREAS, the Memorandum of Agreement authorized the exchange of various parcels including various aerial easements between the City and New Jersey Turnpike Authority that are necessary for the 14A interchange improvements at the conclusion of the construction and to establish jurisdiction and control over various parcels, and

WHEREAS, the New Jersey Turnpike is the owner of certain real property as further set forth herein not needed for public use, and the Mayor and Council have determined that it is in the best interest of the City to purchase the same for the public benefit.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Bayonne, as follows:

SECTION 1. That the City will execute a Quitclaim Deed and any necessary easements mutually acceptable in form and substance to both parties for the purchase of the following Blocks and lots or a portion there of:

Block 399 Lots 4, & 5(Parcel 256AX),

Block 399 Lot 5.01 (Parcel 257BX),

Block 395A Lot 1 (Parcel 259BX, E259CX AND 259DX)

Block 393 Lots 19, 20 and 21 (Parcel R265AX),

Block 46 Lot 23 (Parcel 269X),

Block 46 Lot 50 (Parcel 270X),

Block 41 Lots 11 and 12 and Block 393 Lots 22, 26, 27 and 29 (Parcel 273AX AND 273BX), as identified on the official tax map of the City of Bayonne, New Jersey as further described in proposed deeds attached as Exhibit A.

SECTION 3. The purchase is made subject to all applicable laws and ordinances of the State of New Jersey and the City of Bayonne.

SECTION 3. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION 5. All ordinances or parts of ordinances that are inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 6. The Mayor, Business Administrator, City Clerk and Director of Law are hereby authorized to execute all documents necessary for the conduct of this purchase and for the conveyance of the properties listed herein, including but not limited to executing all contracts, Deeds, Subdivisions, easements, access agreements and other conveyance documents.

SECTION 7. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.