

**HARDING TOWNSHIP
ORDINANCE NO. 05-13**

**AN ORDINANCE OF THE TOWNSHIP OF HARDING,
MORRIS COUNTY, NEW JERSEY
AUTHORIZING THE ACQUISITION OF A PARCEL OF UNIMPROVED LAND
KNOWN AND DESIGNATED AS LOT 7 IN BLOCK 46.01
BY ACCEPTANCE OF A GIFT**

WHEREAS, the Harding Township Committee has received an offer of a gift of unimproved land from the owner of a parcel identified on the Harding Township Tax Map as Block 46.01, Lot 7 (“the parcel”); and

WHEREAS, the Township of Harding proposes to enter into a contract pursuant to which the gift of the parcel will be described and the conditions which must be satisfied are identified; and

WHEREAS, the Harding Township Committee has determined that it is in the best interest of the Township to acquire the parcel, located in a developed portion of the Route 202 corridor, and offering a number of possibilities for use for municipal purposes; and

WHEREAS, the owner of the parcel has tendered a proposed Agreement for Gift of Real Estate which provides for the gift of the parcel, but further provides for a number of conditions with which the Township of Harding must be satisfied before it takes title to the parcel, all of which provisions are satisfactory to the Harding Township Committee; and

WHEREAS, the Township Committee desires to authorize the execution of the Agreement for Gift of Real Estate, and to proceed with appropriate title, survey and environmental investigations which, if satisfactory to the Township’s legal counsel and engineer, will lead to acceptance of the proposed gift.

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Harding, in the County of Morris, State of New Jersey, as follows:

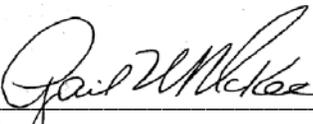
Section 1. An agreement for the Township to acquire the parcel of unimproved land, known and designated as Lot 7 in Block 46.01, by gift from its present owner is hereby authorized and the Mayor and Township Clerk are authorized to execute the Agreement for Gift of Real Estate as proposed by the present owner, as well as such other documents as may be reasonably required to effectuate the gift.

Section 2. The Township Administrator is authorized to arrange for appropriate title searches, surveys, and environmental investigation as permitted by the Agreement for Gift of Real Estate.

- Section 3.** Upon conclusion of the title search, survey, and environmental investigation, and the results of same being satisfactory in the opinions of the Township's legal counsel and engineer, the Township will accept the gift of the said land and the [Mayor][Township administrator] is authorized to attend a closing, accept a Deed to the property in accordance with the Agreement for Gift of Real Estate, execute a Closing Statement or other similar documents memorializing the acceptance of the gift, and arranging for recording of the Deed.
- Section 4.** All Ordinances or parts of Ordinances that are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.
- Section 5.** If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.
- Section 6.** This Ordinance shall take effect immediately upon final publication as provided by law.

I, Gail W. McKane, Township Clerk of the Township of Harding, do hereby certify this document to be a true copy of the original ordinance as adopted at the meeting of the Township Committee on August 12, 2013.

Date: August 12, 2013



Gail W. McKane, Township Clerk, Township of Harding