RESOLUTION 179-12

RESOLUTION OF THE BOROUGH OF CLAYTON, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY RESCINDING THE PRIOR DESIGNATION OF CERTAIN PROPERTY WITHIN THE BOROUGH OF CLAYTON AS AN AREA IN NEED OF REDEVELOPMENT IN ACCORDANCE WITH THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1, ET SEQ.

WHEREAS, the Legislature has granted powers to municipalities to redevelop and rehabilitate areas determined to be "in need of redevelopment" and areas determined to be "in need of rehabilitation" pursuant to the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. ("Redevelopment Law"); and

WHEREAS, the Borough Council ("Governing Body") of the Borough of Clayton, Gloucester County, New Jersey ("Borough") designated Block 1701, Lot 29 on the Official Tax Map of the Borough ("Property") as an area in need of redevelopment pursuant to N.J.S.A. 40A:12A-1, et seq. and Borough Council Resolution No. 126-11 dated July 14, 2011, based on a Preliminary Investigation Report prepared by Remington & Vernick Engineers ("R&V") and upon the recommendation of the Borough's Combined Planning Board and Zoning Board of Adjustment ("Planning Board") pursuant to Planning Board Resolution No.09-11; and

WHEREAS, the Borough has subsequently reevaluated the redevelopment designation for the Property and has determined that it is in the interest of the Borough to rescind the redevelopment designation upon the Property and the land and improvements thereon shall no longer be subject to eminent domain as a result of the rescinded designation;

WHEREAS, the Property shall remain designated as an area in need of rehabilitation pursuant to Borough Council Resolution No. __-11 and shall remain subject to any adopted Redevelopment Plan.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Clayton that:

1. The designation of the Property as "an area in need of redevelopment" is hereby rescinded and the land and improvements thereon shall no longer be subject to eminent domain as a result of the rescinded designation.

2. A copy of this Resolution rescinding the redevelopment designation of the Property shall be provided to the Property owner via certified mail.

3. The Property shall remain designated as an area in need of rehabilitation pursuant to Borough Council Resolution No. __-11 and shall be and remain subject to any adopted Redevelopment Plan..

_____, MAYOR
Borough of Clayton

Motion: Simon **Second:** Bicking

Roll Call Vote:
Ayes: 5
Nayes: 0
Absent: 1
Abstain: 0

Certification

Christine Newcomb, Municipal Clerk of the Borough of Clayton, hereby certifies the foregoing to be a true copy of a Resolution adopted by the Borough of Clayton, in the County of Gloucester and State of New Jersey, at a meeting held on Sept. 13, 2012.

Christine Newcomb
Borough of Clayton
Christine Newcomb, Clerk