Introduction: December 14, 2020

Adoption: January 11, 2021

THE TOWNSHIP OF SOUTH ORANGE VILLAGE

ORDINANCE #2020-24

AN ORDINANCE ACCEPTING THE LAND DONATION OF BLOCK 2103, LOT 21 FROM THE FATHER VINCENT MONELLA CENTER FOR ITALIAN CULTURE

WHEREAS, the Township of South Orange Village ("Village") is a municipal entity organized and existing under the laws of the State of New Jersey and located in Essex County, New Jersey; and

WHEREAS, the Father Vincent Monella Center For Italian Culture (the "Italian Cultural Center") is the owner of certain property located in the Village designated as Block 2103, Lot 21 and which is more commonly known as 133 Fairfield Avenue (the "Property"); and

WHEREAS, the Italian Cultural Center has offered to donate said Property to the Village; and

WHEREAS, the Village desires to accept the donation of the Property subject to due diligence regarding environmental issues that may affect the Village's acceptance and ownership of the Property; and

WHEREAS, N.J.S.A. 40A:12-1, *et seq.*, the Local Lands and Buildings Law, authorizes municipalities to acquire real property by gift pursuant to a duly adopted ordinance; and

NOW THEREFORE, BE IT ORDAINED, by the Board of Trustees of the Township of South Orange Village, a municipal corporation of New Jersey located in Essex County thereof, as follows:

Section 1.

The Village is hereby authorized to accept the land donation of Block 2103, Lot 21 from the Father Vincent Monella Center For Italian Culture contingent upon the Village and/or its professionals conducting due diligence regarding environmental issues that may affect the Village's acceptance and ownership of the Property and receiving adequate assurance that the Property is free of, including but not limited to, environmental or other deleterious substances or any other title defects.

Section 2.

The Village President and the Village Administrator are hereby authorized to take all action necessary to effectuate the acquisition of the Property.

Section 3.

The Property shall be conveyed to the Village by Deed with Covenants as to Grantor's Acts, and which is to be reviewed and approved by the Village attorney.

Section 4.

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 5.

If any section, subsection, sentence, clause, phrase or portion of this ordinance is, for any reason, held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 6.

This ordinance shall take effect after final passage and publication as required by law.

Introduction – First Reading

Trustee Member	Motion	Second	Ayes	Nays	Abstain	Absent
Clarke		X	X			
Coallier			X			
Hartshorn Hilton				X		
Jones			X			
Schnall			X			
Zuckerman	X		X			

CERTIFICATION

I, Ojetti E. Davis, Acting Village Clerk of the Township of South Orange Village, County of Essex, State of New Jersey, do hereby certify that this Ordinance was introduced on first reading by the Board of Trustees at their meeting held on December 14, 2020.

Ojetti E. Davis
Acting Village Clerk

Adoption – Second Reading

Trustee Member	Motion	Second	Ayes	Nays	Abstain	Absent
Clarke		X	X			
Coallier			X			
Hartshorn Hilton				X		
Jones			X			
Schnall	X	X	X			
Zuckerman			X			

CERTIFICATION

I, Ojetti E. Davis, Acting Village Clerk of the Township of South Orange Village, County of Essex, State of New Jersey, do hereby certify that this Ordinance was adopted on second reading by the Board of Trustees at their meeting held on January 11, 2021.

Ojetti E. Davis
Acting Village Clerk

Adopted:

Sheena C. Collum, Village President

Attest:

Ojetti E. Davis, Acting Village Clerk