

Egg Harbor Township

Ordinance No. 5

2015

AN ORDINANCE PROVIDING FOR THE DONATION OF BLOCK 8503, LOT 29 TO SCULLVILLE VOLUNTEER FIRE COMPANY

WHEREAS, the Township of Egg Harbor received a request from the Scullville Volunteer Fire Company requesting the donation of a Township owned lot for their use; and

WHEREAS, the Township's owned lot is adjacent to a fire station owned and operated by the Scullville Volunteer Fire Company; and

WHEREAS, a municipality may donate property to a duly incorporated New Jersey non-profit corporation who services the public, and which property is not needed for municipal purposes to such a non-profit corporation for the benefit of its members, providing that if such property is not utilized for such purposes and within such time limits as the municipality may set, then the property shall revert to the municipality; and

WHEREAS, the Township Committee of the Township of Egg Harbor wishes to donate Block 8503, Lot 29, to a New Jersey nonprofit corporation, Scullville Volunteer Fire Company, and upon such conditions as are expressed herein.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey that:

SECTION 1: The Township of Egg Harbor is the record owner of the lands known as Block 8503, Lot 29, 1401 Mays Landing Somers Point Road; and

SECTION 2: The Township of Egg Harbor hereby authorizes the donation all of its right, title, and interest in the premises described above to the Scullville Volunteer Fire Company, and hereby authorizes the Mayor and Township Clerk to execute said documents as are necessary for the lawful conveyance under the terms and provisions provided herein.

SECTION 3: The aforementioned premises has been determined by the Township Committee that it is not needed for public purposes and may be conveyed under the following terms and conditions:

- a. The Township of Egg Harbor makes no representations or warranties as to the quality of title or the permissible use of any aspect of the property being conveyed. The Scullville Volunteer Fire Company shall conduct its own inspection of the property and the quality of title.

- b. The property conveyed shall be used only for the purposes for which the Scullville Volunteer Fire Company has been incorporated and shall not be used for any commercial business enterprise.
- c. In the event of a breach by the purchaser of any of the provisions contained within the ordinance, the Township shall have an automatic right of reverter and upon notification of the Scullville Volunteer Fire Company, the lands shall revert back to the Township. This right of reverter shall be in the Deed of Conveyance.

SECTION 4: All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are, to the extent of such inconsistency, hereby repealed.

SECTION 5: Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 6: This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF FEBRUARY 4, 2015 AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE TOWNSHIP HALL, IN SAID TOWNSHIP ON MARCH 4, 2015 AT 5:30 P.M.

Dated: February 4, 2015

Eileen M. Tedesco, RMC
Township Clerk