

# Egg Harbor Township

Ordinance No. 36

2018

## **An ordinance donating lands to the Atlantic County Utilities Authority (Block 605, Lot 16, and Block 703, Lots 18 and 20)**

**WHEREAS**, the Atlantic County Utilities Authority (“ACUA”) operates a solid waste facility within the Township of Egg Harbor (“Township”); and

**WHEREAS**, the ACUA facility is named the Hanemann Environmental Park and is 360 acres in size; and

**WHEREAS**, the Township is the owner of several small lots located within the confines of the Hanemann Environmental Park; and

**WHEREAS**, these lots serve no purpose to the residents of the Township; and

**WHEREAS**, the Township Committee of the Township of Egg Harbor wishes to donate Block 605, Lot 16 and Block 703, Lots 18 and 20, to the ACUA to be incorporated into the Hanemann Environmental Park; and

**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 is the record owner of the lands known as Block 605, Lot 16 and Block 703, Lots 18 and 20.

**SECTION 2:** The Township hereby authorizes the donation of all its right, title, and interest in the premises described above to the ACUA, and hereby authorizes the Mayor and Township Clerk to execute said documents that are necessary for the lawful conveyance under the terms and provisions provided herein.

**SECTION 3:** The aforementioned premises have been determined by the Township Committee that they are not needed for municipal purposes and may be conveyed under the following terms and conditions:

- a. The Township makes no representations or warranties as to the quality of title or the permissible use of any aspect of the property being conveyed. The Township will convey the property by quitclaim deed. The ACUA shall conduct its own inspection of the property and the quality of title.
- b. The property conveyed shall be used only as part of the ACUA Hanemann Environmental Park.

**SECTION 4:** Severability. If any section, sentence, or any other part of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect, impair or invalidate the remainder of the ordinance, but shall be confined in its effect to the section, sentence or other part of this ordinance directly involved in the controversy in which such judgment shall have been rendered.

**SECTION 5:** Repealer. All ordinances or parts of ordinances which are consistent with the provisions of this Ordinance are, to the extent of such inconsistency, hereby repealed.

**SECTION 6:** Effective Date. 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 THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF ATLANTIC, NEW JERSEY, HELD JULY 18, 2018 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 AUGUST 15, 2018.

Dated: July 18, 2018

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Eileen M. Tedesco, RMC  
Township Clerk