

**ORDINANCE OF THE TOWNSHIP OF DEPTFORD AUTHORIZING THE  
SALE OF PROPERTY KNOWN AS BLOCK 199, LOT 38 TO ALLEN SILVEY  
PURSUANT TO N.J.S.A. 40A:12-13(b)(5)**

**WHEREAS**, the Township of Deptford (the "Township" owns property located at Block 199, Lot 38 (the "Property"); and

**WHEREAS**, the Property is undersized and could not be developed; and

**WHEREAS**, it has been determined by the Township Engineer that there is no public purpose for the Township to retain the Property; and

**WHEREAS**, N.J.S.A. 40A:12-13(b) provides that a parcel such as the Property may be sold by private sale to an adjacent property owner pursuant to an ordinance and without conducting a public auction, provided that (i) the property is undersized; (ii) there are no capital improvements on the property; (iii) the sale of the property is made for at least fair market value which shall not be less than \$1.00; and (iv) the purchaser is both an adjacent property owner and the highest bidder of all other adjacent property owners, if any; and

**NOW THEREFORE BE IT ORDAINED** by the Township Council of the Township of Deptford, County of Gloucester and State of New Jersey that:

**Section 1. Conditions of Sale.** The sale of the Property shall be subject to the following conditions and restrictions:

1. The Property shall be sold to Allen Silvey for One-Dollar (\$1.00), the fair market value thereof.
2. The purchaser shall take all necessary steps to formally merge the Property with his property and provide the Township with proof thereof.
3. The Property shall be sold "as is" with regard to any and all conditions, including but not limited to environmental and title issues.

**Section 2.** All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflict.

**Section 3.** If any section, part of any section, or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not effect the remaining provisions of this ordinance. The governing body of the Township of Deptford declares that it would have passed the ordinance and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

**Section 4.** The ordinance shall take effect immediately upon passage and publication according to law.



**TOWNSHIP OF DEPTFORD**

*Paul Medany*  
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**PAUL MEDANY, MAYOR**

**ATTEST:**

*Dina L. Zawadski*  
\_\_\_\_\_  
**DINA L. ZAWADSKI, TOWNSHIP CLERK**

**CERTIFICATION**

The foregoing Ordinance was introduced at a Regular Meeting of Township Council of the Township of Deptford held on the 8<sup>th</sup> day of June, 2015 and will be considered for final passage and adoption at a Work Session Meeting at which time any person interested therein will be given an opportunity to be heard. Said meeting to be held on the 22<sup>nd</sup> day of June, 2015 at the Municipal Building, 1011 Cooper Street, Deptford, New Jersey.

*Dina L. Zawadski*  
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**DINA L. ZAWADSKI, TOWNSHIP CLERK**

**Introduction**

RECORD OF VOTE						
Council Member	Resolution No.	Ordinance No.	Yes	No	Abstain	Absent
		O.14.15				
Medany			✓			
Hufnell			✓			
Barnshaw			✓			
Lamb						✓
Love			✓			
Schocklin			✓			
Scott			✓			

**Adoption**

RECORD OF VOTE						
Council Member	Resolution No.	Ordinance No.	Yes	No	Abstain	Absent
		O.14.15				
Medany			✓			
Hufnell			✓			
Barnshaw			✓			
Lamb			✓			
Love			✓			
Schocklin			✓			
Scott			✓			