

**BOROUGH OF WRIGHTSTOWN
COUNTY OF BURLINGTON
STATE OF NEW JERSEY**

ORDINANCE NO. 2014-03

**ORDINANCE TO AUTHORIZE THE BOROUGH OF WRIGHTSTOWN
TO PUBLICLY BID FOR SALE OF BLOCK 404, LOT 1, AN UNDERSIZED LOT
OWNED BY THE BOROUGH OF WRIGHTSTOWN**

WHEREAS, the Borough of Wrightstown (hereinafter “Borough”) is the current owner of Block 404, Lot 1 within the Borough (hereinafter the “Property”); and

WHEREAS, the Borough is interested in selling the Property; and

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-13 requires that all public property be advertised and sold at public auction/sale to the highest bidder; and

WHEREAS, the Borough Council of the Borough desires to put the Property out to public bid, with no minimum bid; and

WHEREAS, the Borough may reject all bids if the governing body, in its sole discretion, determines such rejection to be in accordance with law.

NOW THEREFORE BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Wrightstown, County of Burlington, State of New Jersey as follows:

Section 1. Authorization to Publicly Bid for Sale.

The Borough Clerk and Borough Solicitor are hereby authorized to prepare, advertise and notice bid specifications in order to sell Block 404, Lot 1, in accordance with the following terms:

1. There shall be no minimum bid;

2. The use and development of the property is restricted to such use, bulk and design requirements as are set forth in the Zoning Ordinance of the Borough of Wrightstown at the time of any development application. Because the property is undersized, the property shall not be developed as a separate parcel. It may only be developed if consolidated with other property.
3. The Borough reserves the right, within 60 days of the bid opening, to reasonably evaluate the bid and to award or to reject any and all bids consistent with the public interest;
4. The Borough Clerk is hereby authorized and directed to advertise a sale of said property by way of sealed bids;
5. The successful bidder, if any, shall execute and return to the Borough all documents required for the sale within ten (10) working days of receipt of same. If this condition is not met, the deposit submitted by the successful bidder, if any, will be forfeited and retained by the Borough; and
6. The successful bidder, if any, shall be required to obtain any local, county, state and federal approvals at its sole cost.

Section 2. Repealer, Severability and Effective Date.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Borough Council hereby declares it intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Borough to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

NOTICE

The ordinance published herewith was introduced and passed upon first reading at a regular meeting of the Borough Council of the Borough of Wrightstown, held on May 14, 2014. It will be further considered for final passage after a Public Hearing at the regular meeting to be held on June 11, 2014, at the Borough Hall, 21 Saylor's Pond Road,

Wrightstown, New Jersey at 6:30 P.M. at which time and place any persons desiring to be heard upon the same will be given an opportunity to be so heard.

Freda H. Gorman, RMC
Municipal Clerk

Introduction/First Reading May 14, 2014

Motion: Mr. Lownds

Second: Mr. Borsavage

Roll Call Vote:

Ayes: Mr. Grove, Mr. Lownds, Mr. Timberman, Mr. Borsavage

Nays: None

Absent: Mr. Bird, Mrs. Knapp

Abstain: None

Second Reading/Public Hearing June 11, 2014

Motion: Mr. Lownds

Second: Mrs. Knapp

Roll Call Vote:

Ayes: Mr. Bird, Mr. Grove, Mr. Lownds, Mrs. Knapp, Mr. Timberman

Nays: None

Absent: Mr. Borsavage

Abstain: None

Thomas E. Harper, Mayor

CERTIFICATION

I HEREBY CERTIFY that the foregoing is a true copy of the ordinance that was introduced after first reading at a meeting of the Borough Council of the Borough of Wrightstown held on May 14, 2014 and adopted after a public hearing at a meeting of the Borough Council of the Borough of Wrightstown held on June 11, 2014.

Freda H. Gorman, RMC
Municipal Clerk

Dated: June 11, 2014