

BOROUGH OF GLEN ROCK

ORDINANCE NO. 1906

AN ORDINANCE AUTHORIZING THE LEASE OF A PORTION OF THE GLEN ROCK MUNICIPAL POOL TO THE WYCKOFF YMCA PURSUANT TO N.J.S.A. 40A:12-14(c)

**WHEREAS**, the Borough of Glen Rock is the owner of certain real property commonly known as the Glen Rock Municipal Pool located at 390 Doremus Avenue in the Borough of Glen Rock, also known and designated as Block 46 Lot 4 as shown on the Tax Map of the Borough of Glen Rock; and

**WHEREAS**, both the Borough of Glen Rock and the Wyckoff YMCA would like to enter into a Lease for a portion of the Municipal Pool for the period from June 19, 2023 to July 28, 2023 and June 24, 2024 to August 2, 2024 between the hours of 6:00 a.m. and 8:00 a.m.; and

**WHEREAS**, swimming facilities are recognized as outdoor recreational facilities which constitute a public purpose under Green Acre statutes and regulations; and

**WHEREAS**, N.J.S.A. 40A:12-14(c), a municipality may, by ordinance, authorize the lease of municipality property not otherwise restricted by law and not needed for public use to a non-for-profit corporation or association for a public purpose for nominal or other consideration;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of Borough of Glen Rock, Bergen County, New Jersey, pursuant to N.J.S.A. 40A:12-14(c) as follows:

Section 1. The Borough of Glen Rock, hereinafter referred to as the "Borough," hereby authorizes the lease of the following described premises to the Wyckoff YMCA, a not-for-profit corporation of the State of New Jersey, hereinafter referred to as the "the Lessee," upon the following terms and conditions:

- a. The Subject Premises shall consist of a portion of Lot 4 in Block 46 as shown on the Tax Map of the Borough of Glen Rock, as more particularly described on Schedule A, annexed hereto and made part hereof, consisting of the main pool, and use of the restrooms and locker rooms.
- b. The lease of the Subject Premises shall be for the purpose of the Wyckoff YMCA's competitive Swim Team (Sharks), or any similar successor program that may take its place, serving members of the Wyckoff YMCA and those participating in its competitive swim team, including residents of the Borough

of Glen Rock (population of 12,133 according to the 2020 Census), as well as residents outside the Borough of Glen Rock.

- c. The Lease shall be for an initial term of two years, during the dates indicated, at a rental of \$12,000 for 2023 and \$13,000 for 2024, as more particularly set forth in a Lease, a copy of which is on file in the Office of the Borough Clerk and is available for public inspection.
- d. The Borough of Glen Rock shall be the responsible agency for the enforcement of the terms of the Lease.
- e. The Lessee shall annually submit a report to the officer, employee or agency designated by the Borough, setting out the use to which the leasehold was put during each year, the activities of the lessee undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost, if any, of such activities in furtherance of such purpose; and an affirmation of the continued tax-exempt status of the nonprofit corporation pursuant to both State and federal law.

Section 2. If any section, sentence, clause or other portion of this ordinance, or the application thereof to any person or circumstance, shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this ordinance.

Section 3. The Mayor is hereby authorized and directed to execute and the Borough Clerk to attest, the Lease.

Section 4. This ordinance shall take effect immediately upon passage and publication as required by law.

\_\_\_\_\_  
Kristine Morieko, Mayor

ATTEST:

\_\_\_\_\_  
Jacqueline Scalia, Borough Clerk

Introduced: \_\_\_\_\_

Adopted: \_\_\_\_\_

## SCHEDULE A

### PREMISES IN THE BOROUGH OF GLEN ROCK COUNTY OF BERGEN AND STATE OF NEW JERSEY

BEING a part of Lot 2 in Block 301 on the Tax Map of the Borough of Glen Rock, and being more particularly bounded and described as follows:

BEGINNING at a point in the westerly line of an 80.00 foot Bergen County Sewer Authority sanitary trunk sewer easement, said westerly line being parallel to an distant 80.00 feet westerly at right angles from the westerly line of a map entitled "Map of Fieldstone Gardens," filed in the Bergen County Clerk's Office September 25, 1946 as Map No. 3483, said point of beginning being distant 25.02 feet northerly on a course of North 7° 34' 48" East as measured along said westerly line of the 80.00 foot easement from its intersection with the northerly line of a map entitled "Amended Map of University Estates," filed in the Bergen County Clerk's Office on April 18, 1950 as Map No. 3893, and from said point or place of beginning running thence:

- (1) North 7° 34' 48" East along the westerly line of the above-mentioned 80.00 foot easement and parallel to and distant 80.00 feet westerly at right angles from the westerly line of the above-mentioned filed Map No. 3483, a distance of 306.05 feet to an angle point in the same; thence
- (2) North 10° 07' East still along the westerly line of the above-mentioned 80.00 foot easement and parallel to and distant 80.00 feet westerly at right angles to the westerly line of a map entitled "Subdivision Map of Beverly Homes" filed in the Bergen County Clerk's Office May 2, 1951 as Map No. 4103 as distance of 451.96 feet to a point in the same; thence
- (3) North 79° 09' 30" West along the northerly line of the herein described parcel a distance of 499.00 feet, more or less, to a point in the easterly bank of the Hackensack River, thence returning to a point or place of beginning and running:
- (4) North 82° 21' 30" West along the southerly line of the herein described parcel a distance of 635.00 feet, more or less, to a point in the above-mentioned easterly bank of the Hackensack River; thence
- (5) In a general northerly direction along the above-mentioned easterly bank of the Hackensack River, and across the mouth of a small inlet and again along said easterly bank of the Hackensack River, its many courses and distances thereof to a point in the same and the end of the third course herein run.

CONTAINING: 11.44 Acres, more or less.

The above description being in accordance with a survey prepared by Fraleigh and Schwanewede, Professional Engineers, 201 The Plaza, Teaneck, New Jersey, dated December, 1959.