

**HARDING TOWNSHIP  
ORDINANCE 11-2020**

**AN ORDINANCE OF THE TOWNSHIP OF HARDING, COUNTY OF MORRIS, NEW  
JERSEY, AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY  
LOCATED AT 163 LEES HILL ROAD AND MORE COMMONLY DESCRIBED AS  
BLOCK 51, LOT 11 ON TOWNSHIP TAX MAP**

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**WHEREAS**, the Township of Harding, New Jersey wishes to acquire from Michael Mackessy having an address at P.O. Box 473, New Vernon, NJ (the “Seller”), certain real property and improvement located at 163 Lees Hill Road and more commonly described as Block 51, Lot 11 on the Tax Map of the Township of Harding, Morris County, consisting of land totaling approximately 5.140 acres more or less and improvement (hereinafter the “Real Property”), for the total purchase price not to exceed \$500,000.00, plus costs associated with the purchase and demolition of existing structures onsite, pursuant to N.J.S.A. 40A:12-1 et seq. generally, and N.J.S.A. 40A:12-4 and 40A:12-5 specifically; and

**WHEREAS**, the Chief Financial Officer has certified that funding for this purchase is available through account number(s) 05-5000-0000-9401-2-05009; and

**WHEREAS**, this land is being acquired for legitimate public purposes that being for open space to include passive recreation and open space within the Township.

**NOW THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Harding, County of Morris and State of New Jersey as follows:

1. The acquisition of 163 Lees Hill Road and more commonly described as Block 51, Lot 11 on the Tax Map of the Township of Harding, Morris County, consisting of real property totaling approximately 5.140 acres more or less and improvements (hereinafter the “Real Property”) for the total purchase price not to exceed \$500,000.00, plus closing and other costs associated with the purchase that includes necessary property inspections, title insurance, survey and demolition of structures not to exceed \$35,000.00, is hereby approved, subject to the Township negotiating and executing an Agreement of Sale with the Seller, and the Mayor, Township Clerk and Township Attorney are hereby authorized to sign said Agreement and such other documents necessary to effectuate closing, including obtaining any and all necessary inspections, title insurance, survey and subject to the Township receiving clear and marketable title.

2. The real property is being acquired for legitimate public purposes that being for open space, including passive recreation activities within the Township.

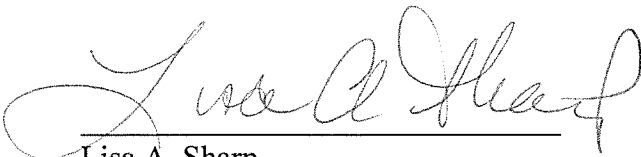
3. All ordinances or part of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.

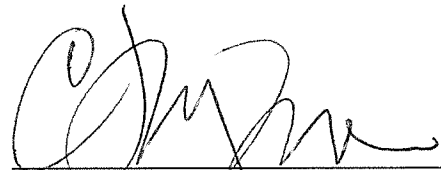
4. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.

5. This Ordinance shall take effect after publication and passage according to law.

**ATTEST:**

**TOWNSHIP OF HARDING**

  
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Lisa A. Sharp  
Municipal Clerk

  
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Christopher M. Yates  
Mayor

**INTRODUCED:** September 14, 2020

**ADVERTISED:** September 17, 2020

**PUBLIC HEARING:** October 19, 2020

**ADOPTED:** October 19, 2020

**ADVERTISED:** October 22, 2020

**Vote on Adoption:**

	MOTION	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN
Ms. DiTosto		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Jones	1st	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Modi		<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mr. Platt	2nd	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mr. Yates		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>