ORDINANCE # 2012 – 13

AN ORDINANCE OF THE TOWNSHIP COMMITTEE, OF THE TOWNSHIP OF OCEAN, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE CONTINUATION OF A CERTAIN LEASE AGREEMENT BETWEEN THE TOWNSHIP OF OCEAN AND THE WARETOWN HISTORICAL SOCIETY IN ACCORDANCE WITH N.J.S.A. 40A:12-14.

WHEREAS, the Waretown Historical Society has previously leased a portion of Lot 15.07, in Block 41, as shown on the official tax maps of the Township of Ocean, from the Township of Ocean, for the purposes of erecting and operating thereon a historical replica school house; and

WHEREAS, the property in question is owned by the Township of Ocean; and

WHEREAS, N.J.S.A. 40A:12-14 authorizes a municipality to enter into a lease agreement with a non-profit corporation or association for a public purpose; and

WHEREAS, the Waretown Historical Society is a non-profit corporation and the holder of a federal tax exempt status; and

WHEREAS, the Waretown Historical Society provides services which preserve and promote the history of Ocean Township for the benefit of the residents of Ocean Township as well as the visitors to our community; and

WHEREAS, the Waretown Historical Society has previously constructed such a replica school house on the property referenced above;

DASTI, MURPHY McGUCKIN, ULAKY, CHERKOS & CONNORS
COUNSELLORS AT LAW
620 WEST LACEY ROAD
P.O. BOX 1057
FORKED RIVER, N.J. 08731

and

WHEREAS, the Township of Ocean has previously leased a portion of the property to the Historical Society for a period of ten years; and

WHEREAS, the Waretown Historical Society wishes to renew that lease agreement; and

WHEREAS, the Waretown Historical Society shall be required to pay to the Township of Ocean the sum of $1.00 per annum for the leased premises.

WHEREAS, the Waretown Historical Society and the Township of Ocean will cooperate to ensure that there is adequate insurance protection, to the satisfaction of the Township's insurance carrier to protect both the Township of Ocean as well as the Historical Society from any and all claims which may arise from the use of the leased premises by the Waretown Historical Society; and

WHEREAS, the Township Committee wishes to authorize the execution of a lease agreement with the Waretown Historical Society in accordance with the provisions of state law.

NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Ocean, the County of Ocean, State of New Jersey as follows:

1. The Township Committee of the Township of Ocean does hereby authorize the execution of a lease agreement between the Township and the Waretown Historical Society for the lease of a portion of Lot 15.07, in Block 41, in accordance with the terms

DASTI, MURPHY
McGUCKIN, ULAKY,
CHERKOS & CONNORS
COUNSELLORS AT LAW
620 WEST LACEY ROAD
P.O. BOX 1057
FORKED RIVER, N.J. 08731

and conditions of the proposed lease attached hereto as Exhibit A.

2. The Mayor and Township Clerk are hereby authorized to execute said Lease in accordance with the terms of this Ordinance.

BE IT FURTHER ORDAINED any section, subsection, clause, phrase, ordinances or parts of ordinances inconsistent herewith are hereby repealed.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed by the Township Committee of the Township of Ocean on first reading at a meeting held on the 14th day of June, 2012. The Ordinance will be considered for second and final reading at a meeting of the Township Committee which is scheduled for the 12th day of July, 2012, at 6:30 p.m., or as soon thereafter as the matter may be reached, at the Municipal Building located at 50 Railroad Avenue, Waretown, New Jersey, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

Diane Ambrosio, RMC
TOWNSHIP CLERK

DASTI, MURPHY
McGUCKIN, ULAKY,
CHERKOS & CONNORS
COUNSELLORS AT LAW
620 WEST LACEY ROAD
P.O. BOX 1057
FORKED RIVER, N.J. 08731