2014-396

RESOLUTION AUTHORIZING THE DEMOLITION OF UNSAFE STRUCTURE, LOT 1.02, BLOCK 211, 80 CLEARWATER DRIVE.

WHEREAS, real property as shown on the official tax maps of Ocean Township as Lot 1.02 in Block 211 has fallen into disrepair; and

WHEREAS, the property has a common street address of 80 Clearwater Drive, Ocean Township; and

WHEREAS, the Township's Construction Official has previously provided a notice of unsafe structure, notice and order of penalty in both 2013 and 2014; and

WHEREAS, the property appears to have been abandoned by the title owners; and

WHEREAS, a foreclosure action has been instituted against the property by Federal National Mortgage Assn. under Docket # F-31692-14; and

WHEREAS, pursuant to N.J.S.A. 46:10B-51, the Township Committee has previously provided notice to the mortgage holder of this unsafe structure; and

WHEREAS, the Township of Ocean has advised the lender and foreclosure plaintiff that in the event the owners and mortgage company do not abate and cure the outstanding property violations on the subject lot, the Township will undertake such necessary corrective action, demolish the unsafe structure and assess all costs incurred by the municipality in doing so as a lien against the subject property.

WHEREAS, notification was provided to counsel for Federal National Mortgage Assn. by letter dated November 26, 2014 by way of certified mail in accordance with the statute; and

WHEREAS, the Township Committee wishes to authorize the Township staff to take any and all appropriate measures at the conclusion of the 30 day time to cure to eliminate this unsafe structure if the lender has not previously done so.

NOW THEREFORE BE IT RESOLVED this 11th day of December, 2014 by the Township Committee, Township of Ocean, County of Ocean and State of New Jersey as follows:

1. The Township hereby authorizes its Construction Official, Township Employees and Consulting Professionals to take all necessary action to demolish the currently existing unsafe structure located at 80 Clearwater Drive and as shown on the official tax maps of Ocean Township as Lot 1.02 in Block 211 on or after December 27, 2014 if same has not been completed by the mortgage holder.

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620 WEST LACEY ROAD
P.O. BOX 1057
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BE IT FURTHER RESOLVED that said Township Officials and/or employees shall retain and provide proof as to all costs incurred by the municipality in so performing said demolition and said cost shall be assessed as a lien against the subject property in the same manner as in actual property taxes in accordance with N.J.S.A. 46:10B-51 et seq.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the following:

1. Louis F. Fischer, Construction Official
2. Diane Ambrosio, RMC, Township Clerk
3. David Breeden, Township Administrator
4. Sara E. Powers, Esq., Powers, Kim, LLC
   728 Marnay Highway, Suite 200, Morristown, NJ 08057

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Diane B. Ambrosio, RMC, Township Clerk

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