Ordinance

Ordinance No. 36 ..... OF THE Date. 03-18-2015 ....
CITY OF ATLANTIC CITY, N.J. Date to Mayor. 05-21-2015

Approved as to Form and Legality on Basis of Facts Set Forth

Assistant City Solicitor /s/ Benjamin J. Kaufman

Factual contents certified to by

Business Administrator /s/ Arthur M. Liston

Prepared by the City Solicitor's Office

Council Member GILLIAM & MOORE Presents the following Ordinance:

ORDINANCE AUTHORIZING ACQUISITION OF LAND LOCATED WITHIN THE CITY OF ATLANTIC CITY AND EXECUTION OF ALL NECESSARY DOCUMENTS

WHEREAS, the City of Atlantic City, (the "City"), in the County of Atlantic, State of New Jersey, has determined that there is a need within the City to acquire property necessary for economic development within the City; and

WHEREAS, the City is duly authorized and empowered to acquire real property and/or easements for public use by purchasing, gift, condemnation or otherwise, pursuant to the provisions of The Constitution of the State of New Jersey and N.J.S.A. 20:3-1 *et seq.*, N.J.S.A. 40:69A-29, N.J.S.A. 40A:12A-8, and other applicable statutes; and

WHEREAS, the City has determined to acquire a fee simple interest, or such lesser interest, in the lands and premises hereinafter described for the public purpose of public parking pursuant to the Constitution of the State of New Jersey, the Eminent Domain Act, N.J.S.A. 20:3-1 *et seq.*, N.J.S.A. 40:69A-29, and other applicable statutes; and

WHEREAS, the City has identified property located on "Exhibit A" as Block 320, Lot 24 on the Official Atlantic City Tax Map for acquisition, for the purpose of constructing public parking; and

WHEREAS, acquisition of the identified parcel within the City of Atlantic City is required and necessary for the construction of public parking; and

WHEREAS, the City will hereafter be required to execute various documents related to the acquisition of the property or will be required to institute Eminent Domain proceedings in the appropriate court.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Atlantic City, State of New Jersey, as follows:

Section 1. The City hereby authorizes the acquisition of the property by purchasing, gift, condemnation or otherwise, identified on "Exhibit A" as Block 320, Lot 24 within the City of Atlantic City for the purpose of the construction of public parking.

Section 2. The Mayor, City Administrator, and City Clerk, as may be required, are authorized to execute any documents necessary to effectuate the acquisition of the property, including any documents that may be required for the institution of Eminent Domain proceedings, the form of which documents are conditioned upon final review and approval of the City Attorney.

Section 3. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 4. In the event any clause, section or paragraph of this Ordinance is deemed invalid or unenforceable for any reason, it is the intent of City Council that the balance of this Ordinance remains in full force and effect to the extent it allows the City to meet the goals of this Ordinance.

Section 5. This Ordinance shall take effect after final adoption and publication according to law.

POSTPONED 03-18-2015

May 21, 2015 9:34 AM 6-G

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE ON FINAL PASSAGE

COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
DELGADO	X					X	MOORE	X				X	
MALIK	X						RANDOLPH	X					
MANCUSO	X						SMALL	X					
MARSH	X						TIBBITT	X					
							GILLIAM, PRESIDENT	X					

X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second

Adopted on first reading at a meeting of the Council of the City of Atlantic City, N.J. on .....MAY 06, 2015.....

Adopted on second and final reading after hearing on...MAY 20, 2015.....

Approved By.../s/.....Date.....5/18/15.....By Council.....Ride Reconsidered _____ Over _____

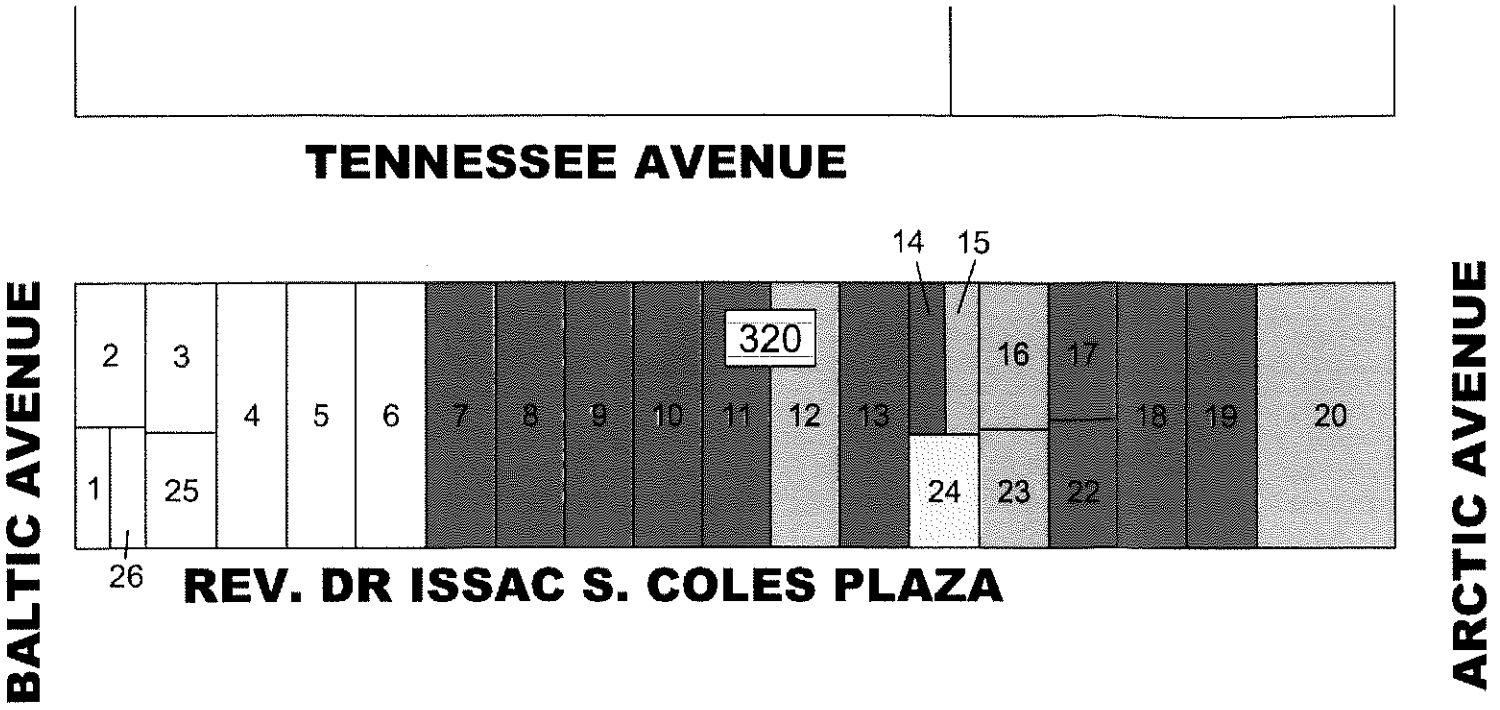
Mayor Aye Nay

This is a Certified True copy of the Original Ordinance on file in the City Clerk's Office.

/s/.....Rhonda Williams,City Clerk

6-G

Exhibit A



LEGEND

CITY OF ATLANTIC CITY	
SECOND BAPTIST CHURCH	
PRIVATELY OWNED	

BLOCK 320 OWNER'S LIST

BLOCK	LOT	PROPERTY LOCATION	OWNER'S INFORMATION
320	7	126 N. TENNESSEE AVENUE	CITY OF ATLANTIC CITY 1301 BACHARACH BLVD ATLANTIC CITY, NJ 08401
320	8	124 N. TENNESSEE AVENUE	SAME AS ABOVE
320	9	122 N. TENNESSEE AVENUE	SAME AS ABOVE
320	10	120 N. TENNESSEE AVENUE	SAME AS ABOVE
320	11	118 N. TENNESSEE AVENUE	SAME AS ABOVE
320	12	116 N. TENNESSEE AVENUE	SECOND BAPTIST CHURCH 110 REV. DR. ISSAC S. COLE PLAZA ATLANTIC CITY, NJ 08401
320	13	114 N. TENNESSEE AVENUE	CITY OF ATLANTIC CITY 1301 BACHARACH BLVD ATLANTIC CITY, NJ 08401
320	14	112 N. TENNESSEE AVENUE	SAME AS ABOVE
320	15	112 N. TENNESSEE AVENUE	SECOND BAPTIST CHURCH 110 REV. DR. ISSAC S. COLE PLAZA ATLANTIC CITY, NJ 08401
320	16	110 N. TENNESSEE AVENUE	SAME AS ABOVE
320	17	108 N. TENNESSEE AVENUE	CITY OF ATLANTIC CITY 1301 BACHARACH BLVD ATLANTIC CITY, NJ 08401
320	18	106 N. TENNESSEE AVENUE	SAME AS ABOVE
320	19	107 CENTRE STREET	SAME AS ABOVE
320	20	1401 ARCTIC AVENUE	SECOND BAPTIST CHURCH 110 REV. DR. ISSAC S. COLE PLAZA ATLANTIC CITY, NJ 08401
320	22	111 CENTRE STREET	CITY OF ATLANTIC CITY 1301 BACHARACH BLVD ATLANTIC CITY, NJ 08401
320	23	113 CENTRE STREET	SECOND BAPTIST CHURCH 110 REV. DR. ISSAC S. COLE PLAZA ATLANTIC CITY, NJ 08401
320	24	115 CENTRE STREET	COLE, BARBRA MANSFIE 115 CENTRE STREET ATLANTIC CITY, NJ 08401