

**RESOLUTION NO. 2010-286**

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, DIRECTING THE TOWNSHIP PLANNING BOARD TO UNDERTAKE A PRELIMINARY INVESTIGATION OF BLOCK 250, LOTS 1.01 THROUGH 27 INCLUSIVE; BLOCK 251, LOTS 1, 1.01, 2 AND 8; BLOCK 255, LOTS 9 THROUGH 16 INCLUSIVE, BARNEGAT TOWNSHIP, OCEAN COUNTY, NEW JERSEY, AS AN AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW**

**WHEREAS,** the Township Committee of the Township of Barnegat, Ocean of County, State of New Jersey (the "Township") is concerned about the physical conditions and lack of economic activities on certain lands which front on a portion of U.S. Route 9 within the Township and the business section of the Township; and

**WHEREAS,** certain parcels of land located and fronting on this roadway appear to be blighted, or appear to contain property in need of environmental remediation, or are underutilized or not properly utilized as defined by the Local Housing and Redevelopment Law; and

**WHEREAS,** the general condition of the U.S. Route 9 corridor and the business section of Route 9 ("downtown") is not conducive to economic development through traditional means as is necessary and appropriate in order to foster a business climate; and

**WHEREAS,** the Township believes that the property referenced herein has been underutilized due to lack of resources to create and provide certain regional improvements and infrastructure; and

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**WHEREAS,** certain commercial activity and proposed infrastructure within the Township will have a powerful effect on the viability of the U.S. Route 9 corridor and in the downtown section of Barnegat Township; and

**WHEREAS,** the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Act”) provides legal mechanisms to assist municipalities in arresting and reversing conditions such as those listed above; and

**WHEREAS,** Section 6 of the Act permits a municipality to authorize its planning board of conduct an investigation to determine whether specified parcels satisfy certain statutory criteria which would support a designation of such parcels as “an area in need of redevelopment”; and

**WHEREAS,** the Township desires to direct the Planning Board of the Township of Barnegat (the “Planning Board”) to conduct a preliminary investigation as required by Section 6 of the Act to determine whether the parcels, a complete Lot and Block description of which is set forth in subparagraph #1 herein below, meet the statutory criteria supporting the designation as an area in need of redevelopment:

**NOW, THEREFORE, BE IT RESOLVED,** this 21st day of June, 2010, by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

1. The Township directs the Planning Board to conduct a preliminary investigation of the properties known and designated as Block

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250, Lots 1.01 through 27 inclusive; Block 251, Lots 1, 1.01, 2 and 8; Block 255, Lots 9 through 16 inclusive, in Barnegat Township, for possible inclusion in a Redevelopment Plan, pursuant to the Act.

2. The Township authorizes and directs the Mayor, Township Clerk, and Township Administrator to execute any and all necessary documents in order to implement the intent of this Resolution.

3. A certified copy of this Resolution shall be forwarded by the Township Clerk to the following:

- (a) Honorable Jeffrey Melchiondo, Mayor;
- (b) David Breeden, Administrator;
- (c) Jerry J. Dasti, Esq.;
- (d) John J. Hess, P.E., P.P., C.M.E.;
- (e) Cynthia Rahn, Planning Director;
- (f) Michael McKenna, Esq.

### **CERTIFICATION**

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on the 21<sup>st</sup> day of June, 2010, a quorum being present and voting in the majority.

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**KATHLEEN WEST, TOWNSHIP CLERK**

Prepared by:

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CHERKOS & CONNORS**  
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