



T: 973-402-9410
F: 973-316-8498
www.boonton.org

100 Washington Street
Boonton, NJ 07005

RESOLUTION 20-134

RESOLUTION OF THE TOWN OF BOONTON, COUNTY OF MORRIS, NEW JERSEY AUTHORIZING AND DIRECTING THE TOWN PLANNING BOARD TO CONDUCT A PRELIMINARY INVESTIGATION TO DETERMINE WHETHER THE PROPERTY COMMONLY KNOWN AS BLOCK 70, LOTS 1, 2, 3, 5, 21.01 & 21.02 AND BLOCK 1, LOTS 1, 2, 5, 5.01, 5.02, 6, 6.01, 6.02, 6.03, 7, 8, 9, 10, 11, 12, 13, 14 & 15 AS SHOWN ON THE OFFICIAL TAX MAP OF THE TOWN CONSTITUTES A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING I.A.W, N.J.S.A. 40A:12A-1 et seq.

WHEREAS, the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the "Redevelopment Law"), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment in accordance with the Act; and

WHEREAS, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law the Town Aldermen ("Town Aldermen") of the Town of Boonton (the "Town") must authorize the planning board of the Town (the "Planning Board") to conduct a preliminary investigation of the area and make recommendations to the Town Aldermen; and

WHEREAS, the Town Aldermen believe it is in the best interest of the Town that an investigation occur with respect to certain parcels within the Town and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known BLOCK 70, LOTS 1, 2, 3, 5, 21.01 & 21.02 and BLOCK 1, LOTS 1, 2, 5, 5.01, 5.02, 6, 6.01, 6.02, 6.03, 7, 8, 9, 10, 11, 12, 13, 14 & 15 on the tax map of the Town (hereinafter the "Study Area") to determine whether the Study Area Meets the criteria set forth in the Redevelopment Law, specifically N.J.S.A. 40A:12A-5 and N.J.S.A 40A:12A-14, and should be designated as a non-condemnation area in need of redevelopment; and

WHEREAS, the redevelopment area determination requested hereunder, in connection with the Study Area, authorizes the Town and Town Alderman to use all those powers provided by the Redevelopment Law for use in a redevelopment area, not including the power of eminent domain.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN ALDERMEN OF THE TOWN OF BOONTON, NEW JERSEY AS FOLLOWS:



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Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Planning Board is hereby authorized and directed to conduct a preliminary investigation pursuant to N.J. S.A. 40A: 12A-6 to determine whether the Study Area satisfies the criteria set forth in N.J.S.A. 40A:12A-5 to be designated as a non-condemnation area in need of redevelopment under the Redevelopment Law.

Section 3. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the Study Area and the location of the parcels contained therein.

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically N.J.S.A. 40A:12A-6 & 12A- 14, after giving due notice of the proposed boundaries of the Study Area and the date of the hearing to any persons who are interested in or would be affected by a determination that the Study Area is a non-condemnation redevelopment area. The notice of the hearing shall specifically state that the redevelopment area determination shall not authorize the Town or Town Alderman to exercise the power of eminent domain to acquire any property in the delineated area, for the Study Area is being investigated as a possible non-condemnation redevelopment area.

Section 5. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Study Area is a non-condemnation redevelopment area. All objections to a determination that the Study Area is a non-condemnation area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.

Section 6. After conducting its investigation, preparing a map of the Study Area, and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the Town Aldermen as to whether the Town should designate all or some of the Study Area as a non-condemnation area in need of redevelopment.

Section 7. A copy of this Resolution shall be available for public inspection at the offices of the Town Clerk.



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Section 8. This Resolution shall take effect immediately.

I, Yolanda Dykes, CFO, hereby certifies that \$23,500.00 for Phase II under budget account # 0-01-200-100-228 is available.

Yolanda Dykes, CFO

I, Cynthia A. Oravits, Clerk of the Town of Boonton, County of Morris, and State of New Jersey, hereby certifies this to be a true copy of a resolution adopted by the Mayor and Board of Aldermen of the Town of Boonton on May 18, 2020.

A handwritten signature in black ink, appearing to read "Cynthia A. Oravits", written over a horizontal line.

Cynthia A. Oravits, RMC
Town Clerk