

Intro: 7/28/14
Adopted: 8/25/14

**TOWNSHIP OF FAIRFIELD
ORDINANCE #2014-11**

**AN ORDINANCE ACCEPTING THE LAND DONATION OF
BLOCK 4204, LOT 31/BLOCK 4204, LOT 30/BLOCK 4204,
LOT 32/BLOCK 4204 LOT 29/BLOCK 4204, LOT 33/BLOCK
4204 LOT 28/BLOCK 4204 LOT 34/BLOCK 4204 LOT
27/BLOCK 4204 LOT 24/BLOCK 3603 LOT 4 FROM
FIELDFAIR CORP.**

WHEREAS, FieldFair Corp., owner of certain property located in the Township of Fairfield (the "Township") and designated as Block 4204, Lots 31, 30, 32, 29, 33, 28, 34, 27, 24 and Block 3603 Lot 4 on the Tax Map of the Township of Fairfield (the "Property"); and

WHEREAS, FieldFair Corp has offered to donate said Property to the Township; and

WHEREAS, the Township has, after consultation with its legal and engineering professionals, determined that it is in the public interest to accept the donation of the Property from FieldFair Corp; and

WHEREAS, the Township desires to accept the donation of the Property subject to due diligence regarding environmental or any other issues that may affect the Township's acceptance and ownership of the Property; and

WHEREAS, N.J.S.A. 40a:12-1, *et seq.*, the Local Lands and Buildings Law, authorizes municipalities to acquire real property by gift pursuant to a duly adopted ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Council of the Township of Fairfield, County of Essex, State of New Jersey, as follows:

SECTION 1. The Township is hereby authorized to accept the land donation of Block 4204 Lot 31, 30, 32, 29, 33, 28, 34, 27, 24 and Block 3603 Lot 4 from FieldFair Corp contingent upon the Township and/or its professionals conducting due diligence regarding environmental or any other issues that may affect the Township's acceptance and ownership of the Property and receiving

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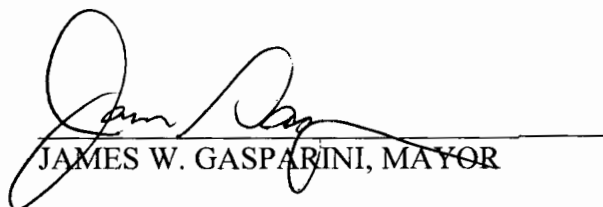
adequate assurance that the Property is free of, including but not limited to, environmental or other deleterious substances or any other title defects.

SECTION 2. The Mayor and Township Clerk are hereby authorized to take all action necessary to effectuate the acquisition of the Property, including securing quotes from such professionals as are necessary to make environmental and/or title evaluations of the Property.

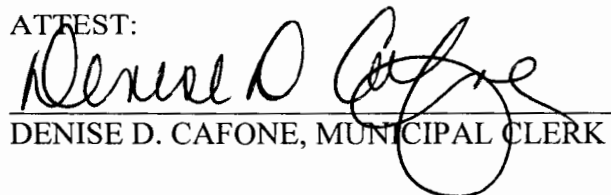
SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5. This Ordinance shall take effect upon final passage and publication according to law.


JAMES W. GASPARINI, MAYOR

ATTEST:


DENISE D. CAFONE, MUNICIPAL CLERK

NOTICE

Notice is hereby given that the foregoing Ordinance was submitted in writing at a meeting of the Mayor and Council of the Township of Fairfield, County of Essex, State of New Jersey, held on **July 28, 2014**, introduced and read by title and passed first reading, and that said Governing Body will further consider the same for second reading and final passage thereof at a meeting to be held on **August 25, 2014 at 7:30pm.**, at the Municipal Building, 230 Fairfield Road, Fairfield New Jersey, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens of interest shall have an opportunity to be heard concerning same.

DENISE D. CAFONE, MUNICIPAL CLERK

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INTRODUCTION OF ORDINANCE - July 28, 2014: ORDINANCE #2014-11, An Ordinance Accepting the land donation of Block 4204 Lot 31, Block 4204 Lot 30, Block 4204 Lot 32, Block 4204 Lot 29, Block 4204 Lot 33, Block 4204 Lot 28, Block 4204 Lot 34, Block 4204 Lot 27, Block 4204 Lot 24, Block 3603 Lot 4 From FieldFair Corp

INTRODUCED BY: Councilman Cifelli
SECONDED BY: Councilman McGlynn
PUBLISHED: July 31, 2014

ROLL CALL VOTE

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NO VOTE
COUNCIL PRESIDENT JOHN LAFORGIA	x				
COUNCILMAN MICHAEL B. MCGLYNN	x				
COUNCILMAN JOSEPH CIFELLI	x				
COUNCILMAN THOMAS J. MORGAN	x				
MAYOR JAMES GASPARINI	x				

2ND READING AND PUBLIC HEARING - August 25, 2014

INTRODUCED BY: Councilman Cifelli
SECONDED BY: Council President LaForgia
PUBLISHED: August 28, 2014

ROLL CALL VOTE

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NO VOTE
COUNCIL PRESIDENT JOHN LAFORGIA	x				
COUNCILMAN MICHAEL B. MCGLYNN	x				
COUNCILMAN JOSEPH CIFELLI	x				
COUNCILMAN THOMAS J. MORGAN	x				
MAYOR JAMES GASPARINI	x				