

**BOROUGH OF FRANKLIN**

**ORDINANCE NO. 1-2013**

**ORDINANCE AUTHORIZING LEASE AGREEMENT BETWEEN THE BOROUGH OF FRANKLIN AND NORTHWEST NEW JERSEY COMMUNITY ACTION PROGRAM, INC. FOR A PORTION OF MUNICIPALLY OWNED PROPERTY LOCATED AT GEORGE LABANCE LANE**

**WHEREAS**, the Borough of Franklin (“Borough”) owns public property known as the Franklin Senior Center located at George LaBance Lane, Franklin, New Jersey described further as Block 2401, Lot 6.01 on the Official Tax Map of the Borough of Franklin (“Property”); and

**WHEREAS**, there is one vacant office on the ground floor of said Property; and

**WHEREAS**, Northwest New Jersey Community Action Program, Inc. (“NORWESCAP”) applied to the Borough seeking to rent space for nominal consideration; and

**WHEREAS**, the governing body of the Borough of Franklin believes that NORWESCAP serves an important public purpose and desires to provide them with some assistance; and

**WHEREAS**, the leased space will be used by NORWESCAP as its base of operations for implementing community assistance programs within the Borough and surrounding area; and

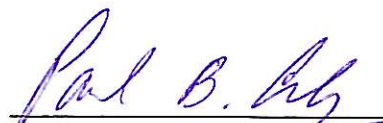
**WHEREAS**, the Local Lands and Buildings Law, N.J.S.A. 40A:12-14(c) allows a municipality to lease property to a nonprofit corporation for a public purpose.

**NOW, THEREFORE, BE IT ORDAINED** that the governing body of the Borough of Franklin hereby approves of a lease with NORWESCAP for one office on the ground floor of the Franklin Senior Center for a term of three (3) years beginning on January 1, 2013 at the initial rate of \$175.50 per month with a rent increase of 4% per annum provided, as required by N.J.S.A. 40A:12-14(c), that NORWESCAP shall submit an annual report to the Borough

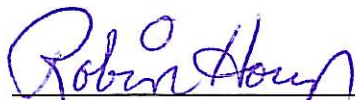
Administrator, who is the officer designated by the governing body to supervise the lease, describing (i) the use of the property which is the subject of the lease, (ii) activities performed in furtherance of the public purpose for which the lease was granted, (iii) the approximate value or cost of the activities in furtherance of the public purpose, and (iv) an affirmation of the continued tax-exempt status of the nonprofit corporation or association pursuant to both State and federal law.

**NOW, THEREFORE, BE IT FURHER ORDAINED** that this Ordinance shall take effect upon final adoption and publication pursuant to law.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Borough of Franklin in the County of Sussex and State of New Jersey on this 13th day of February, 2013.

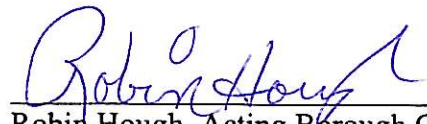
  
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Paul B. Crowley, Mayor

ATTEST:

  
\_\_\_\_\_  
Robin Hough, Acting Borough Clerk

**NOTICE**

TAKE NOTICE that the above entitled ordinance was introduced at a regular meeting of the Borough Council of the Borough of Franklin on February 13, 2013 and will be considered for final passage after public hearing at a regular meeting of the Borough Council of the Borough of Franklin to be held on February 26, 2013 at 7:00 p.m. in the Municipal Building, 46 Main Street, Franklin, New Jersey.

  
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Robin Hough, Acting Borough Clerk

**BOROUGH OF FRANKLIN  
LEGAL NOTICE**

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FRANKLIN AND NORTHWEST NEW JERSEY COMMUNITY ACTION PROGRAM, INC.  
FOR A PORTION OF MUNICIPALLY OWNED PROPERTY LOCATED AT GEORGE  
LABANCE LANE**

NOTICE is hereby given that the above Ordinance was introduced and passed on first reading at a meeting of the Borough Council of the Borough of Franklin, in the County of Sussex, State of New Jersey, held in the Municipal Building on the 13th day of February, 2013, and the same came up for final passage at a meeting of the said Borough Council on the 26th day of February, 2013, at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the Borough according to law by order of the Borough Council of the Borough of Franklin, County of Sussex and State of New Jersey.

  
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Robin Hough, Acting Borough Clerk