

BOROUGH OF FRANKLIN

ORDINANCE NO. 2-2013

ORDINANCE 2-2013 AUTHORIZING LEASE AGREEMENT BETWEEN THE BOROUGH OF FRANKLIN AND THE SALVATION ARMY FOR A PORTION OF MUNICIPALLY OWNED PROPERTY LOCATED ALONG GEORGE LABANCE LANE

WHEREAS, the Borough of Franklin (“Borough”) owns public property known as the Franklin Senior Center located along 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, The Salvation Army applied to the Borough seeking to rent space for nominal consideration; and

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

WHEREAS, the leased space will be used by The Salvation Army as its base of operations for implementing charitable programs benefitting the Borough and surrounding area; and

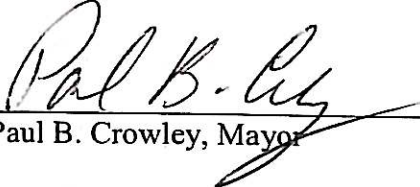
WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-14(c) allows a municipality to lease property to a nonprofit corporation for a public purpose.

NOW, THEREFORE, BE IT ORDAINED that the governing body of the Borough of Franklin hereby approves of a lease with The Salvation Army 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 \$157.50 per month with a rent increase of 4% per annum provided, as required by N.J.S.A. 40A:12-14(c), that The Salvation Army shall submit an annual report to the Borough

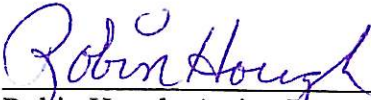
Administrator, who is the officer designated by the governing body to supervise the lease, describing (i) the use of the property which is the subject of the lease, (ii) activities performed in furtherance of the public purpose for which the lease was granted, (iii) the approximate value or cost of the 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 12th day of March, 2013.



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 March 12, 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 March 26, 2013 at 7:00 p.m. in the Municipal Building, 46 Main Street, Franklin, New Jersey.


Robin Hough, Acting Borough Clerk