

Borough of Franklin, County of Sussex

Resolution #2023-103

RESOLUTION OF THE GOVERNING BODY OF THE BOROUGH OF FRANKLIN AUTHORIZING THE PLANNING BOARD TO CONDUCT A PRELIMINARY INVESTIGATION OF CONDITIONS OF BLOCK 605 LOT 5 TO DETERMINE IF SUCH AREA MEETS THE CRITERIA TO BE DECLARED AN AREA IN NEED OF REDEVELOPMENT

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

WHEREAS, to determine whether certain parcels of land constitute an area in need of redevelopment, under the Act the Borough Council must authorize the Planning Board to conduct a preliminary investigation of the area and make recommendations pursuant to N.J.S.A. 40A:12A-6; and

WHEREAS, the Borough Council hereby requests the Planning Board conduct an investigation with respect to the property known as Block 605 Lot 5 on the tax map of the Borough of Franklin, State of New Jersey (the “Study Area”), to determine whether the Study Area meets the criteria set forth in the Act, specifically N.J.S.A. 40A:12A-5 and should be designated as an area in need of redevelopment without the power of eminent domain.

NOW THEREFORE IT BE RESOLVED AS FOLLOWS:

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 an 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 an area in need of redevelopment;

Section 3. As part of its investigation, the Planning Board shall prepare maps showing the boundaries of the Study Area and the location of the parcels contained therein, and appended thereto shall be a statement setting forth the basis of the investigation;

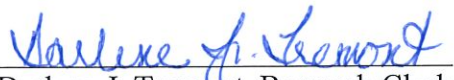
Section 4. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area without the power of eminent domain. All objections to a determination that the Study Area is an area in need of redevelopment, without the power of eminent domain, and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record;

Section 5. After conducting its investigation, preparing a map of the Study Area, and conducting a public hearing at which all objections to the designations are received and considered, the Planning Board shall make recommendations to the Borough as to whether the Borough should designate all or some of the Study Area as an area in need of redevelopment without the power of eminent domain; and

Section 6. This Resolution shall take effect immediately.

CERTIFICATION

I, Darlene J. Tremont, Borough Clerk of the Borough of Franklin, in the County of Sussex, State of New Jersey do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Governing Body of the Borough of Franklin, County of Sussex, State of New Jersey at a meeting of said Governing Body held on August 15, 2023.


Darlene J. Tremont, Borough Clerk

RECORD OF COUNCIL VOTES				
COUNCIL MEMBER	AYES	NAYES	ABSTAIN	ABSENT
CONCETTO FORMICA	X			
RACHEL HEATH	X			
JOSEPH LIMON	X			
JOHN POSTAS	X			
STEPHEN SKELLENGER	X			
GILBERT SNYDER	X			
MAYOR SOWDEN (Tie Only)				