

A RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF MOUNT ARLINGTON, COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE BOROUGH ATTORNEY TO INITIATE CONDEMNATION PROCEEDINGS ON PROPERTY LOCATED AT 369 HOWARD BOULEVARD, BLOCK 40, LOT 5

WHEREAS, the Borough of Mount Arlington is desirous of realigning and expanding Howard Boulevard, along with the constructing and installing public sidewalks adjacent to Howard Boulevard; and

WHEREAS, the Borough of Mount Arlington, as a municipality organized under N.J.S.A. 40A:60-1 to -8.1, is expressly authorized and granted the power to lawfully obtain private property for public use by way of eminent domain, taking, condemnation, or otherwise pursuant to N.J.S.A. 40A:12-4 of the Local Lands and Buildings Law; and

WHEREAS, the Borough of Mount Arlington has determined that it is necessary to realign and expand Howard Boulevard and construct and install public sidewalks adjacent thereto for the public purpose of providing safe travel to motorists and pedestrians traversing on and adjacent to Howard Boulevard and to meet growing traffic demands; and

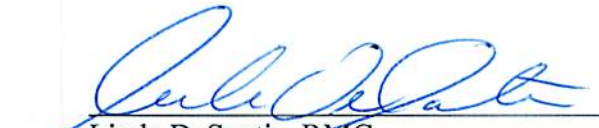
WHEREAS, the Borough of Mount Arlington has determined that it is necessary to acquire a portion of property located at 369 Howard Boulevard, Block 40, Lot 5 for the public purpose and public benefit of realignment, expansion of Howard Boulevard, as well as with the construction and installation of sidewalks along Howard Boulevard; and

WHEREAS, the Borough of Mount Arlington has determined that obtaining the property located at 369 Howard Boulevard, Block 40, Lot 5 is necessary to serve the public's interest in realign and expanding Howard Boulevard, and constructing sidewalks adjacent thereto; and

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, that the Borough Attorney is authorized to initiate bona fide negotiations to acquire a portion of the property located at 369 Howard Boulevard, Block 40, Lot 5; and

NOW THEREFORE, BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, that the Borough Attorney is authorized to initiate condemnation proceedings on the property located at 369 Howard Boulevard, Block 40, Lot 5, including the filing of a Complaint verified by the Borough Administrator.

I HEREBY CERTIFY this to be a true and correct Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, adopted on September 4, 2012.


Linda DeSantis, RMC
Borough Clerk