

**TOWNSHIP OF FRANKLIN
COUNTY OF HUNTERDON**

ORDINANCE NO. 2018 - 01

**AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY AUTHORIZING THE LEASE OF CERTAIN PROPERTY
OWNED BY THE TOWNSHIP AND NOT REQUIRED FOR PUBLIC PURPOSES AND
MORE COMMONLY KNOWN AS A PORTION OF BLOCK 16, LOT 40.**

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-14 authorizes the lease by municipalities of any real property, capital improvements or personal property or interests therein, not needed for public use to the highest bidder by open public sale at auction or by submission of sealed bids after the required newspaper advertisements; and

WHEREAS, the Township of Franklin is the owner of certain real property located at 202 Sidney Road, being a portion of Block 16, Lot 40; and

WHEREAS, Block 16, Lot 40 contains the municipal building/police department and a large parking lot; and

WHEREAS, a portion of the property which is currently used as an extra parking area is not needed for public use; and

WHEREAS, the Township Committee has determined that it is in the best interest of the Township to lease the property for operation of a wireless communications monopole and related facilities; and

WHEREAS, the property known as a portion of Block 16, Lot 40 was offered for lease to the highest bidder by submission of sealed bids, pursuant to N.J.S.A. 40A:12-14.

WHEREAS, the high bidder was Cellco Partnership d/b/a Verizon Wireless.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Franklin, County of Hunterdon, State of New Jersey, that:

1. The said property shall be leased to Cellco Partnership d/b/a Verizon Wireless subject to the following terms and conditions:

(a) The said property shall be leased for an annual rent of \$28,080 for year one plus a 2% increase per year for years 2-5.

(b) The lease may be extended and/or terminated as provided for in the written Lease Agreement.

(c) The Township shall be paid 50% of the annual rents collected from additional parties who co-locate and/or sub-lease on the facility.

(d) The Lease Agreement shall be on file with the Township Clerk.

Effective Date.

This Ordinance shall take effect upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Township Committee of the Township of Franklin held on January 4, 2018, at 7:30 PM and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on February 8, 2018, at 7:30 PM, or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 202 Sidney Road, Pittstown, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Adopted: 2/8/18


Ursula V. Stryker, Municipal Clerk