



# NOTICE OF HEARING

PLEASE TAKE NOTICE that the Governing Body of the Borough of Atlantic Highlands introduced Ordinance 19-2011, at their Regular Meeting held on October 26, 2011. This Ordinance is scheduled to have a Second Reading and Public Hearing on November 09, 2011 at 7:00 PM at Borough Hall, 100 First Avenue, Atlantic Highlands, NJ, in the Public Meeting Room. Anyone interested shall be given the opportunity to be heard concerning this ordinance. Immediately following the Public Hearing, final Adoption will be considered. This Ordinance is available for public inspection at Borough Hall in the Municipal Clerk's office during regular business hours, 8:30 AM to 4:30 PM, Monday through Friday.

Dwayne M. Harris  
Municipal Clerk

## **ORDINANCE 19-2011**

### **ORDINANCE AUTHORIZING CONVEYANCE OF REAL PROPERTY BLOCK 62 LOT 4 HABITAT FOR HUMANITY OF NORTHEAST MONMOUTH COUNTY INC**

**WHEREAS**, the Borough of Atlantic Highlands has a continuing obligation to provide the availability of a certain number of affordable housing units within the Borough pursuant to requirements of the State Department of Community Affairs, as the successor to the Council on Affordable Housing, and

**WHEREAS**, the Borough has been the owner for a number of years of a small vacant lot on Memorial Parkway, known as Block 62 Lot 4, and

**WHEREAS**, Habitat for Humanity of Northeast Monmouth County Inc. is a non-profit entity that is involved in the cooperative construction of homes for low or moderate income families and approached the Borough seeking to acquire Block 62 Lot 4 for the purpose of constructing a two unit residential house, to be then conveyed to and occupied by persons qualified as low/moderate income with the Borough to obtain credit towards its affordable housing obligation for these units, and

**WHEREAS**, after negotiations a proposed Agreement has been arrived at for the conveyance of Block 62 Lot 4 to Habitat for Humanity for the consideration of \$27,000 to be paid to the Borough, subject to approval by the Planning Board of an application by Habitat for a two unit residential dwelling (one unit owner occupied/second floor unit rental) and compliance with State Department of Community Affairs requirements so that the units will be restricted as affordable housing units and the Borough will receive appropriate credits towards its affordable housing obligation, and this conveyance is authorized pursuant to NJSA 40A:12-21(1), and

**WHEREAS**, approval of this Agreement, and the conveyance of the property as proposed, is recommended by the Borough Administrator and Borough Attorney as appropriate to reduce the costs of compliance with the Borough's affordable housing obligation and to provide a suitable utilization of the property.

**NOW THEREFORE BE IT ORDAINED** by the Governing Body of the Borough of Atlantic Highlands that authorization is approved for the Mayor and Borough Clerk to execute a contract for the

conveyance of Block 62 Lot 4 to Habitat for Humanity of Northeast Monmouth County Inc. for the construction of a two unit dwelling complying with affordable housing requirements as per State DCA regulations, subject to the approval of the form of the Contract by the Borough Attorney and the approval of the Borough Planning Board as required, and

**BE IT FURTHER ORDAINED** that, subject to the approvals for the Contract and conveyance being obtained, the appropriate Borough officials are authorized to execute the appropriate documents, including a deed and affidavit of title, to finalize the conveyance of Block 62 Lot 4 to the Habitat for Humanity.