

THE TOWNSHIP OF WEST ORANGE

**RESOLUTION AMENDING RESOLUTION 217-15 REQUESTING THE
PLANNING BOARD TO EVALUATE CERTAIN PROPERTIES IN THE VICINITY OF
EAGLE ROCK AND PROSPECT AVENUE TO DETERMINE IF THEY SHOULD BE
DESIGNATED AS AN AREA IN NEED OF REDEVELOPMENT OR
AN AREA IN NEED OF REHABILITATION**

WHEREAS, THE Township Council of the Township of West Orange adopted Resolution 217-15 on August 11, 2015 requesting the planning board to evaluate certain properties in the vicinity of eagle rock and prospect avenue to determine if they should be designated as an area in need of redevelopment or an area in need of rehabilitation; **and**,

WHEREAS, upon further review it has been recognized that three contiguous properties owned by the Township of West Orange, Block 107 Lot 1.02 known as 4 Boland Drive, Block 107 Lot 1.05, known as Crystal Lake and Block 107 Lot 1.06, known as Prospect Avenue Rear, could be potentially impacted by the redevelopment of the contiguous properties; **and**,

WHEREAS, upon further review it has been recognized that it is advisable to include three additional lots, Block 107 Lot 1.02 known as 4 Boland Drive, Block 107 Lot 1.05, known as Crystal Lake and Block 107 Lot 1.06, in the evaluation of certain properties in the vicinity of eagle rock and prospect avenue to determine if they should be designated as an area in need of redevelopment or an area in need of rehabilitation; **and**,

WHEREAS, pursuant to N.J.S.A. 40A:12A-4(a), a municipal governing body has the power to cause a preliminary investigation to be made by the Planning Board pursuant to N.J.S.A. 40A-12A-5; **and**,

WHEREAS, the Township Council desires to have a preliminary investigation made on certain lands and premises within the Township of West Orange to see if the area hereinafter set forth is in need of redevelopment and/or rehabilitation; **and**,

WHEREAS, the Township intends to use all those powers provided by the Legislature for use in a redevelopment area, excluding the power of eminent domain.

BE IT RESOLVED, by the Council of the Township of West Orange, in the County of Essex, New Jersey does hereby, amend Resolution 217-15 to include Block 107 Lot 1.02 known as 4 Boland Drive, Block 107 Lot 1.05, known as Crystal Lake and Block 107 Lot 1.06 in its list of properties, that pursuant to N.J.S.A. 40A:12A-4, requests and authorizes the Planning Board of the Township of West Orange to undertake a preliminary investigation as to whether the properties identified in Resolution 217-15 and in this Resolution amending Resolution 217-15, be classified as an area in need of redevelopment or an area of rehabilitation; **and**,

BE IT FURTHER RESOLVED that the Planning Board of the Township of West Orange shall conduct the aforesaid investigation in accordance with the requirements of N.J.S.A. 40A:12A-6; **and**,

BE IT FURTHER RESOLVED that the redevelopment area determination, if such a determination is made, shall authorize the municipality to use all those powers provided by the Legislature for use in a redevelopment area, excluding the power of eminent domain; **and**,

BE IT FURTHER RESOLVED that in making its preliminary investigation, the Planning Board shall make its recommendations based upon a finding that the conditions as set forth in N.J.S.A. 40A:12A-5 are found to be present.

Karen J. Carnevale
Municipal Clerk

Jerry Guarino
Council President

Adopted: October 13, 2015