

**ORDINANCE #2022-5**

**ORDINANCE OF THE BOROUGH OF KEYPORT, COUNTY OF MONMOUTH, NEW JERSEY, AUTHORIZING AN EASEMENT TO THE COUNTY OF MONMOUTH FOR OPEN SPACE PURPOSES AT BLOCK 56, LOT 1 ON THE BOROUGH TAX MAP**

**WHEREAS**, the Borough of Keyport (the “**Borough**”) is the owner of the public property located at Block 56, Lot 1 on the Borough tax map (the “**Property**”), commonly known as Main Street Park, which contains park, recreation and open space; and

**WHEREAS**, as part of the County of Monmouth’s (the “**County**”) Municipal Open Space Grant Program, the County awarded a grant of \$204,000.00 to the Borough for investment in the Property to maintain the Property as park, recreation, and open space; and

**WHEREAS**, the County requires that the Borough grant an easement to the County to ensure the preservation of the Property as park, recreation, and open space by way of a Deed of Open Space Easement (the “**Deed**”); and

**WHEREAS**, pursuant to N.J.S.A. 40A:12-13(b)(1), the Borough is authorized to convey an interest in public property to another political subdivision of the State of New Jersey by adoption of an ordinance authorizing the conveyance of the public property.

**NOW THEREFORE, BE IT ORDAINED** by the Borough Council that the Borough is authorized to convey an easement on the Property to the County pursuant to the terms of the Deed, on file with the Office of the Borough Clerk; and

**BE IT FURTHER ORDAINED** that the Mayor or Business Administrator be and is hereby authorized and directed to execute the Deed on file with the Office of the Borough Clerk; and

**BE IT FURTHER ORDAINED** that if any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance; and

**BE IT FURTHER ORDAINED**, that this Ordinance shall take effect upon final passage and publication in accordance with the law.

Introduced: March 1, 2022  
Public Hearing: March 15, 2022  
Adopted:

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Michele Clark, RMC  
Borough Clerk

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Collette J. Kennedy, Mayor  
Borough of Keyport