



Legislation Details (With Text)

File #: 17-1675 **Version:** 1 **Name:** Broad St/Orange St - Area In Need Investigation
Type: Resolution **Status:** Adopted
File created: 9/19/2017 **In control:** Economic and Housing Development
On agenda: 10/24/2017 **Final action:** 10/24/2017

Title: Dept/ Agency: Economic and Housing Development
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Investigation for Area in Need of Redevelopment
Purpose: Central Planning Board to determine if area is in need of redevelopment

List of Property:

(Address/Block/Lot/Ward)

441 Broad Street/Block 31/Lot 4/Central Ward
443-445 Broad Street/Block 31/Lot 5/Central Ward
447 Broad Street/Block 31/Lot 7/Central Ward
449 Broad Street/Block 31/Lot 8/Central Ward
451 Broad Street/Block 31/Lot 10/Central Ward
453 Broad Street/Block 31/Lot 11/Central Ward
455 Broad Street/Block 31/Lot 12/Central Ward
457-459 Broad Street/Block 31/Lot 14/Central Ward
461-469 Broad Street/Block 31/Lot 15/Central Ward
69 Orange Street/Block 31/Lot 21/Central Ward
71-73 Orange Street/Block 31/Lot 22/Central Ward
75 Orange Street/Block 31/Lot 23/Central Ward
75 ½ Orange Street (Alley)/Block 31/Lot 24/Central Ward
77-79 Orange Street/Block 31/Lot 25/Central Ward

Additional Information:

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
10/24/2017	1	Municipal Council	Adopt	Pass

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Additional Information:

WHEREAS, the Department of Economic and Housing Development has requested that the properties identified on the Official Tax Map of the City of Newark as 441 Broad Street, 443-445 Broad Street, 447 Broad Street, 449 Broad Street, 451 Broad Street, 453 Broad Street, 455 Broad Street, 457-459 Broad Street, 461-469 Broad Street, 69 Orange Street, 71-73 Orange Street, 75 Orange Street, 75 ½ Orange Street (Alley), 77-79 Orange Street (Block: 31, Lots: 4, 5, 7, 8, 10, 11, 12, 14, 15, 21, 22, 23, 24 and 25) (the “Study Area”) in the Central Ward, be investigated by the Central Planning Board to determine if the Study Area is an “area in need of redevelopment” under the Local Redevelopment and Housing Law (the “LRHL”), under N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, the LRHL authorizes the Governing Body, by resolution, to authorize the Central Planning Board to undertake a preliminary investigation (the “Investigation”) to determine whether an area (or any portion thereof) is an “area in need of redevelopment” according to the criteria set forth in N.J.S.A. 40A:12A-5 of the LRHL; and

WHEREAS, the New Jersey Legislature adopted, and the Governor signed P.L. 2013, Chapter 159, which amended the Redevelopment Law, including the procedural requirements of N.J.S.A. 40A:12A-5 and N.J.S.A. 40A:12A-6; and

WHEREAS, pursuant to P.L. 2013, Chapter 159, “the resolution authorizing the Planning Board to undertake a preliminary investigation shall state whether the redevelopment area determination shall authorize the municipality to use all those powers provided by the Legislature for use in a redevelopment area other than the use of eminent domain (hereinafter referred to as a “Non-Condensation Redevelopment Area”) or whether the redevelopment area determination shall authorize the municipality to use all those powers provided by the Legislature for use in a redevelopment area, including the power of eminent domain (hereinafter referred to as a “Condensation Redevelopment Area”); and

WHEREAS, the Municipal Council finds it to be in the best interest of the City and its residents to authorize the City’s Central Planning Board to undertake such Investigation of the Study Area as a Condensation Redevelopment Area; and

WHEREAS, the Municipal Council wishes to direct the Central Planning Board to conduct the Investigation of the Study Area as authorized under the LRHL.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Central Planning Board of the City of Newark is hereby authorized and directed to conduct a preliminary investigation as to whether 441 Broad Street, 443-445 Broad Street, 447 Broad Street, 449 Broad Street, 451 Broad Street, 453 Broad Street, 455 Broad Street, 457-459 Broad Street, 461-469 Broad Street, 69 Orange Street, 71-73 Orange Street, 75 Orange Street, 75 ½ Orange Street (Alley), 77-79 Orange Street (Block: 31, Lots: 4, 5, 7, 8, 10, 11, 12, 14, 15, 21, 22, 23, 24 and 25) in the Central Ward, is an “area in need of redevelopment” as defined under the LRHL, to issue all notices and to conduct all public hearings required under the LRHL to effectuate this preliminary investigation, and to thereafter provide its recommendations to the Municipal Council.
2. The redevelopment area determination shall authorize the municipality to use all those powers provided by the Legislature for use in a redevelopment area, including the power of eminent domain (i.e. a “Condemnation Redevelopment Area”).
3. The City Clerk is hereby directed to transmit a copy of this Resolution to the Secretary of the Central Planning Board.

STATEMENT

Resolution authorizing the Central Planning Board to conduct a preliminary investigation as to whether 441 Broad Street, 443-445 Broad Street, 447 Broad Street, 449 Broad Street, 451 Broad Street, 453 Broad Street, 455 Broad Street, 457-459 Broad Street, 461-469 Broad Street, 69 Orange Street, 71-73 Orange Street, 75 Orange Street, 75 ½ Orange Street (Alley), 77-79 Orange Street (Block: 31, Lots: 4, 5, 7, 8, 10, 11, 12, 14, 15, 21, 22, 23, 24 and 25) in the Central Ward, is an “area in need of redevelopment” as defined under the Local Redevelopment and Housing Law (the “LRHL”), under N.J.S.A. 40A:12A-1 et seq.