



Legislation Text

File #: 17-1741, Version: 1

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)

393-395 Irvine Turner Boulevard/Block 2675/Lot 41/South Ward

385-391 Irvine Turner Boulevard/Block 2675/Lot 44/South Ward also known as 85 Hillside Avenue”

416-432 Irvine Turner Boulevard/Block 2693/Lot 7/South Ward

396-402 Irvine Turner Boulevard/Block 2678/Lot 16/South Ward

397-403 Irvine Turner Boulevard/Block 2675/Lot 40/South Ward

76-80 Court Street/Block 100/Lot 14/Central Ward

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 393-395 Irvine Turner Boulevard, 385-391 Irvine Turner Boulevard, also known as, “85 Hillside Avenue”, 416-432 Irvine Turner Boulevard, 396-402 Irvine Turner Boulevard, 397-403 Irvine Turner Boulevard and 76-80 Court Street (Block: 2675, Lots: 41, 44 and 40; Block: 2693, Lot: 7; Block: 2678, Lot: 16 and Block: 100, Lot: 14) (the “Study Area”) in the South and Central Wards, 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 “Condemnation 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 Condemnation 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 393-395 Irvine Turner Boulevard, 385-391 Irvine Turner Boulevard, also known as, “85 Hillside Avenue”, 416-432 Irvine Turner Boulevard, 396-402 Irvine Turner Boulevard, 397-403 Irvine Turner Boulevard and 76-80 Court Street (Block: 2675, Lots: 41, 44 and 40; Block: 2693, Lot: 7; Block: 2678, Lot: 16 and Block: 100, Lot: 14) in the South and Central Wards, 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 as 393-395 Irvine Turner Boulevard, 385-391 Irvine Turner Boulevard , also known as “ 85 Hillside Avenue”, 416-432 Irvine Turner Boulevard, 396-402 Irvine Turner Boulevard, 397-403 Irvine Turner Boulevard and 76-80 Court Street (Block: 2675, Lots: 41, 44 and 40; Block: 2693, Lot: 7; Block: 2678, Lot: 16 and Block: 100, Lot: 14) in the South and Central Wards, 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.