



Legislation Details (With Text)

File #: 16-1884 **Version:** 1 **Name:** Carlos Lopes Exchange
Type: Ordinance **Status:** Adopted
File created: 12/5/2016 **In control:** Economic and Housing Development
On agenda: 2/15/2017 **Final action:** 4/19/2017
Title: ORDINANCE AUTHORIZING THE MAYOR, AND/OR HIS DESIGNEE, THE DEPUTY MAYOR/DIRECTOR OF THE DEPARTMENT OF ECONOMIC AND HOUSING DEVELOPMENT TO ENTER INTO AN AGREEMENT TO EXCHANGE LAND WITH CARLOS LOPES, 58 PALM STREET/ WEST WARD, FOR THE EVEN EXCHANGE OF CERTAIN CITY-OWNED PROPERTY 803 CLIFTON AVENUE, LOCATED IN THE NORTH WARD.
Deferred 8-b 021517
Deferred 9a (s) 022217
Deferred 9a 030117
Deferred 9a 031517
Sponsors: Anibal Ramos, Jr., Carlos M. Gonzalez
Indexes:
Code sections:

Date	Ver.	Action By	Action	Result
4/19/2017	1	Municipal Council	Close on Public Hearing and Adopt	Pass
4/5/2017	1	Municipal Council	Advance and Adopt on First Reading as 6F-	Pass
3/15/2017	1	Municipal Council	Defer on pending	Pass
3/1/2017	1	Municipal Council	Defer on Communications	Pass
2/22/2017	1	Municipal Council	Defer on pending	Pass
2/15/2017	1	Municipal Council	Defer to a Special Meeting	Pass

ORDINANCE AUTHORIZING THE MAYOR, AND/OR HIS DESIGNEE, THE DEPUTY MAYOR/DIRECTOR OF THE DEPARTMENT OF ECONOMIC AND HOUSING DEVELOPMENT TO ENTER INTO AN AGREEMENT TO EXCHANGE LAND WITH CARLOS LOPES, 58 PALM STREET/ WEST WARD, FOR THE EVEN EXCHANGE OF CERTAIN CITY-OWNED PROPERTY 803 CLIFTON AVENUE, LOCATED IN THE NORTH WARD.

Deferred 8-b 021517

Deferred 9a (s) 022217

Deferred 9a 030117

Deferred 9a 031517

WHEREAS, the City is the owner of the following parcel of real property located in the City of Newark, Essex County, New Jersey:

<u>Address</u>	<u>Block</u>	<u>Lot</u>	<u>Ward</u>	<u>Size</u>	<u>Sq. Feet</u>
803 Clifton Avenue	779	6	North	25X120	3,000.

(the "City Property"); and

WHEREAS, Carlos Lopes, having an address of 401-403 East Kinney Street, Newark, New Jersey 07105, is the owner of the following parcel of real property located in the City of Newark, Essex County, New Jersey:

<u>Address</u>	<u>Block</u>	<u>Lot</u>	<u>Ward</u>	<u>Size</u>	<u>Sq. Feet</u>
58 Palm Street	4199	105	West	25X100	2,500.

(the “Lopes Property”); and

WHEREAS, pursuant to N.J.S.A. 40A:12-5(1), the City of Newark is authorized to exchange real property by Ordinance; and

WHEREAS, through negotiations with Carlos Lopes, the City of Newark and Carlos Lopes have determined that it is in the best interest of each to evenly exchange the City Property for the Lopes Property.

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

1. The Mayor, and /or his designee, the Deputy Mayor/Director of the Department of Economic and Housing Development is hereby authorized to enter into an Agreement to Exchange Land with Carlos Lopes in the form attached hereto (the “Agreement to Exchange Land”) for the even exchange of the below properties.

Property to be conveyed to Carlos Lopes by the City of Newark

<u>Address</u>	<u>Block</u>	<u>Lot</u>	<u>Ward</u>	<u>Sq. Feet</u>	
803 Clifton Avenue	779	6	North	25x120	3,000.

Property to be conveyed to the City of Newark by Carlos Lopes

<u>Address</u>	<u>Block</u>	<u>Lot</u>	<u>Ward</u>	<u>Sq. Feet</u>	
58 Palm Street	4199	105	West	25x100	25,500.

2. The Deputy Mayor/Director of the Department of Economic and Housing Development or his designee is hereby authorized to:

(i) Execute a Quitclaim deed in the form required under the Agreement to Exchange Land in order to transfer title of the City Property to Carlos Lopes, subject to the review and approval by the Corporation Counsel.

(ii) Accept and record a deed in the form required under the Agreement to Exchange Land conveying title of the Carlos Lopes Property to the City of Newark.

(iii) Effectuate any other terms and conditions contained in the Agreement to Exchange Land annexed hereto.

Such authorized officers are hereby further authorized to take such additional actions as may be necessary to consummate the transactions contemplated by the Agreement to Exchange Land.

3. A copy of the fully executed Agreement to Exchange Land and Quitclaim deeds shall be placed on file in the Office of the City Clerk by the Deputy Mayor/Director of the Department of Economic and Housing Development.
4. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance shall authorize the City of Newark to execute an Agreement to Exchange Land with Carlos Lopes for the even exchange of a City-owned parcel of real property located in the North Ward, identified as 803 Clifton Avenue, Block 779, Lot 6 for a parcel of real property owned by Carlos Lopes, located in the West Ward and identified as 58 Palm Street, Block 4199, Lot 105.