



## Legislation Details (With Text)

<b>File #:</b>	18-0574	<b>Version:</b>	1	<b>Name:</b>	Resolution to Correct the Designation of "Condemnation" to "Non-Condemnation"
<b>Type:</b>	Resolution	<b>Status:</b>		<b>Status:</b>	Adopted
<b>File created:</b>	4/17/2018	<b>In control:</b>		<b>In control:</b>	Economic and Housing Development
<b>On agenda:</b>	6/20/2018	<b>Final action:</b>		<b>Final action:</b>	6/20/2018
<b>Title:</b>	<p>Dept/ Agency: Economic and Housing Development Action: ( X ) Ratifying (X) Authorizing ( X ) Amending Type of Service: Declaring an Area in Need of Redevelopment Purpose: Resolution to amend Resolution 7R2-h, adopted on April 4, 2018, to strike the language stating "Condemnation Redevelopment Area" and replace it with the language stating "Non-Condemnation Redevelopment Area" to correctly reflect the public notice provided to residents pursuant to the Redevelopment Law as well as the Resolution of the Central Planning Board recommending to the Municipal Council that the Study Area be designated as "Non-Condemnation Redevelopment Area, in accordance with the relevant provisions of N.J.S.A. 40A:12A-1, et seq." All other parts of Resolution 7R2-h, adopted on April 4, 2018, shall remain the same. List of Property: (Address/Block/Lot/Ward) 28-34 Main Street/Block 2047/Lot 9.01/East Ward 339-347 Ferry Street/Block 2047/Lot 9.02/East Ward 331-337 Ferry Street/Block 2047/Lot 18/East Ward Additional Information: Resolution 7R2-d (AS) adopted on September 7, 2017, authorized and directed the Central Planning Board to conduct a preliminary investigation to ascertain whether the Municipal Council of the City of Newark should designate the Study Area as a Non-Condemnation Redevelopment Area. Resolution 7R2-h adopted on April 4, 2018 incorrectly failed to memorialize the language in both the public notice and the Central Planning Board Resolution to designate the study area as a "Non-Condemnation Redevelopment Area". The within Resolution amends Resolution 7R2-h April 4, 2018 to correctly designate the study area as a Non-Condemnation Redevelopment Area in accordance with the relevant provisions of N.J.S.A. 40A:12A-1, et seq.</p>				
<b>Sponsors:</b>	Augusto Amador, Luis A. Quintana				
<b>Indexes:</b>					
<b>Code sections:</b>					

Date	Ver.	Action By	Action	Result
6/20/2018	1	Municipal Council	Adopt	Pass

**Dept/ Agency:** Economic and Housing Development

**Action:** ( X ) Ratifying (X) Authorizing ( X ) Amending

**Type of Service:** Declaring an Area in Need of Redevelopment

**Purpose:** Resolution to amend Resolution 7R2-h, adopted on April 4, 2018, to strike the language stating "Condemnation Redevelopment Area" and replace it with the language stating "Non-Condemnation Redevelopment Area" to correctly reflect the public notice provided to residents pursuant to the Redevelopment Law as well as the Resolution of the Central Planning Board recommending to the Municipal Council that the Study Area be designated as "Non-Condemnation Redevelopment Area, in accordance with the relevant provisions of N.J.S.A. 40A:12A-1, et seq." All other parts of Resolution 7R2-h, adopted on April 4, 2018, shall remain the same.

**List of Property:**

**(Address/Block/Lot/Ward)**

28-34 Main Street/Block 2047/Lot 9.01/East Ward  
339-347 Ferry Street/Block 2047/Lot 9.02/East Ward  
331-337 Ferry Street/Block 2047/Lot 18/East Ward

**Additional Information:**

Resolution 7R2-d (AS) adopted on September 7, 2017, authorized and directed the Central Planning Board to conduct a preliminary investigation to ascertain whether the Municipal Council of the City of Newark should designate the Study Area as a Non-Condensation Redevelopment Area. Resolution 7R2-h adopted on April 4, 2018 incorrectly failed to memorialize the language in both the public notice and the Central Planning Board Resolution to designate the study area as a “Non-Condensation Redevelopment Area”. The within Resolution amends Resolution 7R2-h April 4, 2018 to correctly designate the study area as a Non-Condensation Redevelopment Area in accordance with the relevant provisions of N.J.S.A. 40A:12A-1, et seq.

**WHEREAS**, on April 4, 2018 the Municipal Council adopted Resolution 7R2-h which designated the property identified as: 28-34 Main Street (Block 2047, Lot 9.01), 339-347 Ferry Street (Block 2047, Lot 9.02) and 331-337 Ferry Street (Block: 2047, Lot 18) (East Ward) or any portions thereof (“Study Area”) as a “Condensation Redevelopment Area”; and

**WHEREAS**, Resolution 7R2-h April 4, 2018, contained a typographical error in the designation, and the Municipal Council desires to correct Resolution 7R2-h to approve the designation of the Study Area as a “Non-Condensation Redevelopment Area” rather than a “Condensation Redevelopment Area” to reflect the public notice provided to residents pursuant to the Redevelopment Law as well as the Resolution of the Central Planning Board recommending to the Municipal Council that the Study Area be designated as “Non-Condensation Redevelopment Area”.

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

1. Resolution 7R2-h, adopted on April 4, 2018, is hereby amended to strike the language stating “Condensation Redevelopment Area” and replace it with the language stating “Non-Condensation Redevelopment Area” to correctly reflect the public notice provided to residents pursuant to the Redevelopment Law as well as the Resolution of the Central Planning Board recommending to the Municipal Council that the Study Area be designated as “Non-Condensation Redevelopment Area”, in accordance with the relevant provisions of N.J.S.A. 40A:12A-1, et seq.”

2. All other parts of Resolution 7R2-h, adopted on April 4, 2018, shall remain the same.

3. The amendment to Resolution 7R2-h is ratified from April 4, 2018 until the date of adoption of this amending resolution.

4. The designation of the Properties as a “Non-Condensation Redevelopment” Area shall authorize the City to exercise the power of eminent domain to acquire any property in the Study Area.

5. The City Clerk is hereby directed to transmit a copy of this amending Resolution to the Commissioner of New Jersey Department of Community Affairs for review, in accordance with N.J.S.A. 40A:12A-6(b)(5).

6. Within ten (10) days of the Municipal Council's adoption of the within amending

Resolution, the Department of Economic and Housing Development of the City of Newark shall serve notice of this amending Resolution upon all record owners of property within the “Non-Condernation Redevelopment” Area, those whose names are listed on the Tax Assessor's records, and upon each person who filed a written objection thereto and stated, in or upon the written submission, an address to which notice of the determination and this amending Resolution may be sent and upon the Commissioner of the New Jersey Department of Community Affairs.

### **STATEMENT**

This resolution ratifies and authorizes an amendment to Resolution 7R2-h, adopted on April 4, 2018, to strike the language stating “Condernation Redevelopment Area” and replace it with the language stating “Non-Condernation Redevelopment Area” to correctly reflect the public notice provided to residents pursuant to the Redevelopment Law as well as the Resolution of the Central Planning Board recommending to the Municipal Council that the Study Area be designated as “Non-Condernation Redevelopment Area”, in accordance with the relevant provisions of N.J.S.A. 40A:12A-1, et seq.” All other parts of Resolution 7R2-h, adopted on April 4, 2018, shall remain the same.