



**2018  
BOROUGH OF DUMONT  
ORDINANCE**

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
DI PAOLO	✓			
LaBRUNO	✓			
MANNA	✓			
RIQUELME	✓			
ROSSILLO	✓			
STEWART	✓			
MAYOR KELLY				
TOTALS	6			

**Ordinance No.** 1542

**Date:** May 1, 2018

**Page:** 1 of 2

**Subject:** 27 W. Quackenbush Avenue

**Purpose:** Eminent Domain

**Dollar Amount:**

**Prepared By:** Dave Lafferty, Esq.

**Offered by:** LaBruno

**Seconded by:** Riquelme

**Certified as a true copy of an Ordinance Adopted on 2<sup>nd</sup> Reading by the Governing Body of the Borough of Dumont on the above date at a Public Meeting by:**

Susan Connelly  
**Susan Connelly, RMC, Municipal Clerk**  
**Borough of Dumont, Bergen County, New Jersey**

**An Ordinance of the Borough of Dumont, County of Bergen, State of New Jersey**  
**ORDINANCE AUTHORIZING THE EXERCISE OF EMINENT DOMAIN, IF**  
**ADVISABLE, TO ACQUIRE BLOCK 1215, LOT 6 IN THE BOROUGH OF DUMONT,**  
**COUNTY OF BERGEN AND STATE OF NEW JERSEY**

**WHEREAS**, the New Jersey Eminent Domain Act, N.J.S.A. 20:3-1, et. seq. authorizes a municipality to acquire real property for a public purpose by way of eminent domain; and

**WHEREAS**, the Mayor and Council of the Borough of Dumont concludes that it would serve a public purpose and the public good if the Borough of Dumont acquires real property

designated as Block 1215, Lot 6 on the tax map of the Borough of Dumont and commonly known as 27 West Quackenbush Avenue, Dumont, New Jersey;

**THEREFORE, BE IT ORDAINED**, by the Mayor and Council of the Borough of Dumont in the County of Bergen and State of New Jersey that it hereby authorizes studies and proceedings to be commenced in order to evaluate the advisability of exercising the power of eminent domain and ultimately to exercise such power, if deemed advisable, in order to acquire, Block 1215, Lot 6, also known as 27 West Quackenbush Avenue, Dumont, New Jersey, for an amount initially to be determined by way of appraisal and ultimately by voluntary agreement or determination made pursuant to the Eminent Domain Act; and

**BE IT FURTHER ORDAINED**, that it is the intent of this ordinance to allow but not require the exercise of eminent domain to acquire the aforesaid property for a public purpose; and

**BE IT FURTHER ORDAINED**, that the Municipal Clerk, Borough Engineer, Borough Attorney, Borough Appraiser and such other municipal officials as are appropriate are hereby authorized to execute such documents and undertake such action as is necessary to carry out the purpose of this ordinance.

**Invalidity.** If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision or clause of this Ordinance.


**Severability.** All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

**Effective Date.** This Ordinance shall take effect upon final passage and publication pursuant to law.

BOROUGH OF DUMONT

  
James J. Kelly, Mayor

ATTEST:

  
Susan Connelly, RMC  
Municipal Clerk

Introduced: April 4, 2018  
Adopted: May 1, 2018