

ORDINANCE 12-2017

**AN ORDINANCE APPROVING THE APPLICATION FOR TAX
ABATEMENT SUBMITTED BY 706 DELSEA ASSOCIATES, LLC AND
AUTHORIZING THE BOROUGH OF CLAYTON THROUGH
ITS PROPER OFFICERS TO ENTER INTO A WRITTEN
AGREEMENT WITH THE APPLICANT FOR THE ABATEMENT
OF LOCAL REAL ESTATE PROPERTY TAXES ON BLOCK 1001, LOT 33**

WHEREAS, Public Law 1991, c. 441, as amended, (N.J.S.A. 40A:21-1 et seq.) enables qualified Municipalities to exempt from local property taxes, certain industrial and commercial improvements and projects; and

WHEREAS, pursuant to Chapter 85 of the Code of the Borough of Clayton, the Mayor and Council of the Borough of Clayton have determined that the greater interest of the Borough is served by encouraging the renovation and rehabilitation of existing commercial and industrial structures and the construction of new commercial and industrial structures which, without tax abatement, might choose to locate or relocate in a Community other than the Borough of Clayton; and

WHEREAS, pursuant to N.J.S.A. 40A:21-1 et seq. and Chapter 85 of the Code of the Borough of Clayton, the Borough of Clayton has established a procedure for review and implementation of tax abatement for applications within the Borough of Clayton; and

WHEREAS, 706 Delsea Associates, LLC, having submitted a request for a tax abatement by letter dated April 28, 2017 for a new project to be constructed on Block 1001, Lot 33; and

WHEREAS, the governing body considered said request and voted to approve same.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Clayton, in the County of Gloucester, and State of New Jersey that pursuant to N.J.S.A. 40A:21-1 et seq., as amended and Chapter 85 of the Code of the Borough of Clayton, the governing body does hereby grant and approve a certain application for tax abatement submitted by 706 Delsea Associates, LLC, for the construction of a new 9,100 square foot proposed retail building (Dollar General) and more specifically identified as Block 1001, Lot 33 on the Tax Map of the Borough of Clayton; and

BE IT FURTHER ORDAINED that the tax abatement shall be granted and that tax payments shall be computed pursuant to N.J.S.A. 40A:21-10(c) "Tax Phase In Basis" as noted in Chapter 85 of the Code of the Borough of Clayton; and

BE IT FURTHER ORDAINED that the property Borough Officials, that being the Mayor and Borough Clerk of the Borough of Clayton, are hereby authorized to enter into a written tax abatement agreement with the applicant, 706 Delsea Associates, LLC, providing tax abatement pursuant hereto on behalf of the Borough of Clayton; and

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final passage and publication as required by law.

BOROUGH OF CLAYTON



THOMAS BIANCO, Mayor

ATTEST:


CHRISTINE NEWCOMB, Borough Clerk

NOTICE OF INTRODUCTION

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BLOCK 1001, LOT 33**

TAKE NOTE that the foregoing ordinance was introduced at a meeting of the Mayor and Council of the Borough of Clayton held on May 25, 2017 and was then read for the first time. The said ordinance will be further considered for final passage by the Mayor and Council at the Municipal Building, 125 N. Delsea Drive, Clayton, New Jersey, at a meeting beginning 7:00 p.m. on June 8, 2017, at which time and place, or any time and place to which such meeting be adjourned, all persons interested will be given an opportunity to be heard concerning such ordinance.

BY ORDER of the Mayor and Council of the Borough of Clayton.

Christine Newcomb
Borough Clerk

NOTICE OF ADOPTION

ORDINANCE 12-2017

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The foregoing Ordinance was finally adopted by the Mayor and Council of the
Borough of Clayton on June 8, 2017.

Christine Newcomb
Borough Clerk