

**AN ORDINANCE AUTHORIZING THE OFFER BY PRIVATE SALE OF THE PROPERTY AT BLOCK 175.13, LOT 3 ON THE TOWNSHIP OF WEST ORANGE TAX MAP TO THE ADJACENT PROPERTY OWNERS PURSUANT TO THE LOCAL LANDS AND BUILDINGS LAW**

**WHEREAS**, the Township of West Orange (the “Township”) is the owner of certain real property known as Block 175.13, Lot 3 on the Township of West Orange Tax Map (the “Property”), an undeveloped, undersized lot with no structures or capital improvements, and

**WHEREAS**, the Township does not have any particular use of the Property and seeks to sell the Property via private sale pursuant to N.J.S.A. 40A:12-13(b)(5) of the Local Lands and Buildings Law; and

**WHEREAS**, N.J.S.A. 40A:12-13.2 of the Local Lands and Buildings Law requires that the Township offer the owners of the properties contiguous to the Property (the “Contiguous Owners”) the right to prior refusal to purchase the Property; and

**WHEREAS**, the Contiguous Owners are: (i) Rodelio Pecson and Jinna R. Paayas who own the property at Block 175.13, Lot 1 on the Tax Map of the Township of West Orange; and (ii) Yaffa Liebman who owns the property at Block 175.13, Lot 10 on the Tax Map of the Township of West Orange; and

**WHEREAS**, the Township Appraiser has estimated that the Property is valued at least at \$5,000 (the “Estimated Value”); and

**WHEREAS**, the Legal Department has drafted a letter notice (the “Letter Offer”) to the Contiguous Owners which provides them nineteen (19) days to advise whether they wish to exercise their right to prior refusal for the purchase of the Property at the Estimated Value, annexed hereto as Exhibit “A.”

**BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE**, in the County of Essex, State of New Jersey, that the Township is authorized to sell the Property consistent with the procedures set forth in N.J.S.A. 40A:12-13(b)(5) of the Local Lands and Buildings Law; and

**BE IT FURTHER ORDAINED** the Township is authorized to issue the Letter Offer to the Contiguous Owners pursuant to the procedures set forth in N.J.S.A. 40A:12-13.2 of the Local Lands and Buildings Law; and

**BE IT FURTHER ORDAINED**, that this Ordinance shall take effect upon final passage and publication in accordance with the law.

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**Robert D. Parisi, Mayor**

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**Cindy Matute-Brown, Council President**

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**Karen J. Carnevale, R.M.C.  
Municipal Clerk**

**Introduced: January 26, 2021**

**Adopted: February 9, 2021**

### **Legislative History**

This Ordinance is adopted pursuant to the requirements of N.J.S.A. 40A:12-13(b)(5) of the Local Lands and Buildings Law which governs the private sale of undersized and undeveloped real property with no capital improvements owned by a municipality. N.J.S.A. 40A:12-13.2 requires that a municipality provide to the owners of contiguous properties the right to prior refusal to purchase. Thus, this Ordinance authorizes the commencement of the private sale of the real property located at Block 175.13, Lot 3 on the Township of West Orange Tax Map (the “Property”) by first allowing the Township to issue a letter notice to the owners of the properties contiguous to the Property the right to prior refusal to purchase to be exercise no later than nineteen days (19) days from the issuance of the notice. In consultation with the Township’s appraiser, the estimate fair market value of the Property is \$5,000 which is reflected in the letter notices.