

ORDINANCE NO. 9- 2020

AN ORDINANCE AUTHORIZING LEASEHOLD INTERESTS IN PORTIONS OF LOTS 12, 12.01, AND 13 IN BLOCK 66 ON THE TAX MAPS OF THE BOROUGH OF MORRIS PLAINS IN CONNECTION WITH BOROUGH MUNICIPAL PARKING LOT NO. 1.

WHEREAS, the Borough of Morris Plains is desirous of entering into certain Lease Agreements with the owners of Lots 12, 12.01, and 13 in Block 66 in connection with the continued use of portions of the said lots for parking purposes in connection with Borough Municipal Parking Lot No. 1.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Morris Plains, they being the Governing Body thereof, as follows:

Section 1:

That the Borough enter into a Lease agreement with Dore-Almar, LLC, to lease three parking spaces in Borough Municipal Parking Lot No. 1 to Dore-Almar, LLC located within the Borough's existing easement on, over and across Lots 12 and 12.01 in Block 66 on the Borough Tax Map, two spaces for use as a dumpster area and one as a designated parking space for the property owner, for a term of twenty-five years, commencing retroactively on January 1, 2020 and terminating on December 31, 2045 on the terms and conditions set forth in the Agreement.

Section 2:

That the leasehold interest in a portion of the premises owned by Speedwell Plains 684 LLC, known and designated as Lot 13 in Block 66 on the Borough Tax Map, be accepted for Borough Municipal Parking Lot No. 1 purposes for a term of twenty-five years, commencing retroactively on January 1, 2020 and terminating on December 31, 2045 on the terms and conditions set forth in the Lease agreement.

Section 3:

The execution of the respective Lease agreements with Dore-Almar LLC, and Speedwell Plains 684 LLC by the Mayor and Clerk in the form approved by the Borough Attorney is hereby authorized and ratified.

Section 4:

If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid by Court of competent jurisdiction to be invalid, such a decision shall not affect the validity of the remaining portions of this Ordinances.

Section 5:

This Ordinance shall take effect after final passage and publication in accordance with law.

Introduced: August 20, 2020

Adopted: September 3, 2020

/s/ Jason Karr