**RESOLUTION #2016 –6.11**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

***RESOLUTION AUTHORIZING THE PLANNING BOARD TO CONDUCT AN INVESTIGATION TO DETERMINE WHETHER PORTIONS OF THE BOROUGH CAN BE DESIGNATED AS “AREAS IN NEED OF REHABILITATION” PURSUANT TO N.J.S.A. §40A:12A-1 et seq.***

**WHEREAS,** the Local Redevelopment and Housing Law, N.J.S.A. § 40A:12A-1, as amended and supplemented (the “Redevelopment Law”) authorizes municipalities to determine whether certain parcels of land within the municipality, or all of the parcels of land within the municipality, constitute “areas in need of rehabilitation;” and

**WHEREAS**, the Borough has determined that the designation of one or more areas in need of rehabilitation will provide investment opportunities including the construction of new projects and the rehabilitation of housing and businesses that will benefit the Borough, its residents, and property owners; and

**WHEREAS,** the Redevelopment Law establishes a specific procedure for establishing an “area in need of rehabilitation,” and

**WHEREAS,** should the Planning Board determine that portions of the Borough or the entire Borough constitute an “area in need of rehabilitation,” the Borough could pursue various opportunities to aid development and rehabilitation, including, but not limited to N.J.S.A. § 40A:21-1, the “Five Year Abatement Law;” and

**WHEREAS,** the Borough desires to direct the Planning Board to perform a preliminary investigation of the Borough to determine whether the entire Borough or portions of the borough would constitute an “area in need of rehabilitation” under the Redevelopment Law; and

**THEREFORE, BE IT RESOLVED** that the Planning Board is hereby authorized and directed to conduct an investigation pursuant to N.J.S.A. §40A:12A-1 *et seq.* to determine whether all or a portion of the parcels within the Borough satisfy the criteria set forth in N.J.S.A. § 40A:12A-1 *et seq.*, to be designated as an “area in need of rehabilitation;” and

**NOW, THEREFORE, BE IT RESOLVED,** that the Borough states that, pursuant to N.J.S.A. § 40A:12A-6(a), the area in need of rehabilitation determination shall authorize the Borough to use all of the powers provided by the Legislature of the State of New Jersey for use in an area designed as an “area in need of rehabilitation;” and

**NOW, THEREFORE, BE IT RESOLVED,** that, if necessary, the Planning Board shall retain a professional planner to assist with its study, however the Tax Assessor has records that may assist in the determination of such area in need of rehabilitation determination.

**NOW, THEREFORE, BE IT RESOLVED,** that the Planning Board shall take all action pursuant to N.J.S.A. § 40A:12A-14 in connection with its review and recommendation to the Borough Council; and

**NOW, THEREFORE, BE IT RESOLVED,** that if any portion of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining portions of this Resolution; and

**NOW, THEREFORE, BE IT RESOLVED,** that a copy of this Resolution shall be available for public inspection at the offices of the Borough Clerk.

## Record of Council Vote on Passage

|  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Councilman | aye | nay | Abstain | Absent | Councilman | aye | nay | Abstain | Absent |
| Sondermeyer | X |  |  |  | Dellaripa | X |  |  |  |
| D’Amato |  |  |  | X | Costa | X |  |  |  |
| Hudson | X |  |  |  | Yazdi | X |  |  |  |

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the

Borough of Bloomingdale at an Official Meeting held on June 28, 2016

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Jane McCarthy, R.M.C.

Municipal Clerk, Borough of Bloomingdale