

NOT ADOPTED



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

ORDINANCE 0-17-23

AN ORDINANCE AUTHORIZING A TAX AGREEMENT WITH SANDY HOOK DEVELOPERS, LLC FOR BLOCK 101, LOT 27.03

WHEREAS, Sandy Hook Developers, LLC has applied to the Borough pursuant to Borough Code §2-8.5 and N.J.S.A. 40A:21-1 et seq. for a tax exemption for the construction of a marina office and restaurant building, otherwise known as the Sandy Hook Bay Marina portion of the Navesink Shores/Sandy Hook Bay Marina project, approved by the Planning Board on March 13, 2014, on Block 101, Lot 27.03; and

WHEREAS, the Borough previously adopted Resolution R-16-134 indicating its intention to enter into a Tax Agreement to provide a tax exemption pursuant to Borough Code §2-8.5 and N.J.S.A. 40A:21-1 et seq.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the Borough of Highlands that the Mayor and Borough Clerk of the Borough of Highlands are hereby authorized to execute a Tax Agreement with Sandy Hook Developers, LLC, as prepared by the Borough Attorney, approved by the Borough Attorney and Tax Assessor, and subject to Sandy Hook Developers, LLC meeting all of the necessary requirements thereto, including but not limited to, obtaining a final Certificate of Occupancy for the marina office and restaurant building.

SECTION II. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

SECTION III. REPEALER. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION IV. EFFECTIVE DATE. This Ordinance shall take effect after final passage as provided by law.

Introduction: Ordinance O-17-23

December 6th 2017

NOT ADOPTED

	INTROUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BROULLON	X		X			
CARD		X	X			
D'ARRIGO			X			
KANE-WELLS			X			
O'NEIL						X

I, Bonnie Brookes, Municipal Clerk of the Borough of Highlands, in the County of Monmouth, State of New Jersey, hereby certify this to be a true copy of the action of the Governing Body, at its Council Meeting, held December 6, 2017. WITNESS my hand this 7th of December 2017.



Bonnie Brookes, RMC
Municipal Clerk

Publication: Asbury Park Press, December 12th 2017

Adoption: Ordinance O-17-23

December 20th 2017

	INTROUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BROULLON	X					
CARD						
D'ARRIGO						
KANE-WELLS						
O'NEIL						

I, Bonnie Brookes, Municipal Clerk of the Borough of Highlands, in the County of Monmouth, State of New Jersey, hereby certify this to be a true copy of the action of the Governing Body, at its Council Meeting, held December 20, 2017. WITNESS my hand this 21st day of December 2017.



Bonnie Brookes, RMC
Municipal Clerk

O-17-23 was NOT ADOPTED as the motion to adopt the ordinance failed to receive a second on at the December 20th 2017 meeting of the Borough of Highlands Mayor & Council