



Vista Newspaper Article

RESOLUTION 03-115
RESOLUTION OF THE BOROUGH OF PINE BEACH,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPROVING THE VACATION OF A DEED RESTRICTION
REQUIRING CONSTRUCTION OF AN ASSISTED LIVING AND LONG
TERM CARE FACILITY UPON PROPERTY WITHIN THE BOROUGH
OF PINE BEACH KNOWN AS BLOCK 36, LOT 1.04 WHICH WAS
RELEASED FROM THE BOROUGH'S GREEN ACRES
INVENTORY ON SEPTEMBER 23, 1999

WHEREAS, on September 28, 2001, the Borough of Pine Beach entered into a release and Compensation Agreement and Deed of Restriction (the "Agreement") with the State of New Jersey, Department of Environmental Protection (NJDEP) for block 36 lot 1.04 comprising of approximately 1.21 acres in the Borough of Pine Beach, County of Ocean; and,

WHEREAS, the Borough of Pine Beach entered into the Agreement so as to release the Green Acres restrictions on the aforementioned parcel; and,

WHEREAS, the NJDEP and State House Commission agreed with the Borough to release the parcel from the Green Acres restrictions in their entirety based upon the terms and conditions set forth in said Agreement and as part of the terms and conditions set forth in said Agreement the Borough was to allow for the construction of an assisted living and long term care facility and the Borough agreed to permanently dedicate for recreation and conservation purposes block 36 lot 1.05 comprising of approximately 1.14 acres; and,

WHEREAS, the restriction for an assisted living and long term care facility is no longer appropriate or necessary; and,

WHEREAS, the Borough of Pine Beach now seeks approval for a different use of block 36 lot 1.04; and,

WHEREAS, the Borough of Pine Beach therefore requests the State House Commission and the NJDEP to now vacate the deed restriction requiring the construction of an assisted living and long term care facility upon the aforementioned property.

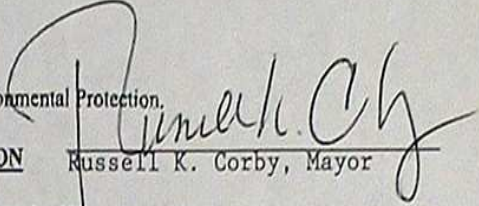
NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Pine Beach, County of Ocean, State of New Jersey, as follows:

1. That the Borough Council of the Borough of Pine Beach approve the vacation of a deed restriction requiring construction of an assisted living and long term care facility upon property within the Borough of Pine Beach known as block 36 lot 1.04.
2. That the Borough Council hereby requests that the State House Commission and the NJDEP approve the vacation of said deed restriction.

3. That the Borough Clerk shall forward a certified copy of this Resolution to the following:

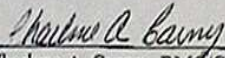
- A. Mayor;
- B. Administrator;
- C. Borough Engineer;
- D. Tax Assessor;
- E. State House Commission;
- F. New Jersey Department of Environmental Protection.

CERTIFICATION



Russell K. Corby, Mayor

I, Charlene A. Carney, Borough Clerk of the Borough of Pine Beach, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Borough Council at a meeting held on _____, 2003.



Charlene A. Carney, RMC/CMC
Borough Clerk

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