

TOWNSHIP OF CHESTERFIELD

ORDINANCE 2015-7

**AN ORDINANCE OF THE TOWNSHIP OF CHESTERFIELD
AUTHORIZING THE ACQUISITION OF A TRANSFER
DEVELOPMENT RIGHT (TDR) CREDIT FROM THE
COUNTY OF BURLINGTON AND FURTHER
AUTHORIZING THE EXCHANGE OF SAME**

BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey as follows:

WHEREAS, the Township Committee desires to obtain an additional Transfer Development Right (TDR) Credit to continue to effectuate the purposes and intent of its TDR Ordinance; and

WHEREAS, the County of Burlington has such a Credit available which it is willing to transfer to the Township; and

WHEREAS, the Township has funds available from its settlement with the New Jersey Turnpike Authority to acquire such the Credit and the use of those funds for such purpose is consistent with the Settlement Agreement entered into with the New Jersey Turnpike Authority and the New Jersey Department of Environmental Protection; and

WHEREAS, upon acquisition of such Credit the Township Committee authorizes the exchange the same for a Credit held by the Acacia Credit Fund (Acacia), which Credit is assigned to and originated from property at Block 103, Lot 20.02 on Hogback Road; and

WHEREAS, the restoration of such Credit to the Hogback Road property will advance the purposes of the Transfer Development Rights ordinance by permitting Acacia to utilize a credit in their receiving district development and allowing the Township to assign a credit back to the Hogback Road property thus creating a farmstead at that location;

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED that the following sections of the Code of the Township of Chesterfield are amended as follows:

SECTION I. The Township Committee hereby authorizes the acquisition of one (1) Transfer Development Right (TDR) Credit from the County of Burlington for the sum of Fifty Thousand Dollars (\$50,000.00) to be funded by money received in the settlement with the New Jersey Turnpike Authority.

SECTION II. The Township Committee further authorizes the exchange of the Credit so acquired with the Acacia Credit Fund for a credit generated from Block 103, Lot 20.02 on Hogback Road in order to permit a farmstead at that location.

SECTION III. The Mayor, Township Clerk, Township Solicitor and other necessary Township Officials are hereby authorized and directed to take such actions and execute such documents as are necessary implement the necessary transfers and to carry out the purposes and intent of this Ordinance.

ARTICLE IV. Repealer, Severability and Effective Date.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall become effective immediately upon its adoption, and shall apply to any future funds requested of the Township Committee by non-profit organizations.

CHESTERFIELD TOWNSHIP COMMITTEE

Introduced:
Adopted: