

ORDINANCE NO. 14-2019

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**ORDINANCE PRESERVING THE F. BLISS PRICE ARBORETUM AND WILDLIFE SANCTUARY
AND OTHER NON-PARK, PUBLIC LANDS**

WHEREAS, the F. Bliss Price Arboretum and Wildlife Sanctuary (hereinafter referred to as the "Arboretum" has been designated by the Borough of Eatontown in its Master Plan as a wildlife sanctuary not intended for improvement, but intended for the preservation of vegetation and wildlife; and

WHEREAS, the Arboretum is on the Recreation and Open Space Inventory (ROSI) and has always been designated under Chapter 89-62 of the Borough Land Use Ordinance as common open spaces and public open spaces and passive recreational activities; and

WHEREAS, the Master Plan for the Arboretum prepared by the Borough of Eatontown in 1995 indicated that there was a need to preserve the Arboretum as an environmental preserve with an educational component, which would establish the park for limited use in the form of walking paths, tree nurseries and wildlife and vegetation preservation; and

WHEREAS, the Master Plan adopted on July 23, 2007 identified the Arboretum consisting of Block 1201, Lot 1 on the Tax Map of the Borough of Eatontown and located on Wyckoff Road as parkland; and

WHEREAS, the same Master Plan adopted on July 23, 2007 identified properties adjacent to the Arboretum on Cloverdale and LaFetra Avenues consisting of Block 1004, Lots 1-10 and 19-22 as public land or public use land, as does an appraisal report from Gagliano and Company dated January 30, 2017; and

WHEREAS, although these properties as presently designated cannot be sold or changed in use without public hearing and the necessity of compliance with present Administrative Code Regulations promulgated by the "Green Acres Division of the NJDEP," the governing body is desirous of providing protection of the aforesaid properties per this Ordinance

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Borough of Eatontown, County of Monmouth in the State of New Jersey that it is the intention of the Borough Council to formalize its intent per the Master Plan, that the F. Bliss Price Arboretum and Wildlife Sanctuary, consisting of Block 1201, Lot 1 on the Tax Map of the Borough of Eatontown, and located on Wyckoff Road, continue to be preserved as a passive recreational area/environmental preserve, and that no actions be taken or be allowed to be taken to change said use with regard to the Arboretum or to sell the Arboretum to private concerns for any other use, and that it is also the intention of the Borough Council of the Borough of Eatontown to further formalize the intent of the Master Plan of 2007 with regard to public land located on Cloverdale and LaFetra Avenues, Block 1004, Lots 1-10 and 19-22 on the Tax Map of the Borough of Eatontown, that said lands remain as public lands for public use.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication.

DATE INTRODUCED: April 24, 2019

DATE ADOPTED: May 22, 2019

APPROVED:

ANTHONY TALERICO, JR., MAYOR

Date: 5-23-2019

ATTEST:

JULIE MARTIN, MUNICIPAL CLERK

Date: 5-23-2019