

**TOWNSHIP OF HAMILTON
COUNTY OF MERCER, NEW JERSEY**

ORDINANCE

No. **21-033**

1ST READING	<u>June 1, 2021</u>	DATE TO MAYOR	_____
2ND READING & PUBLIC HEARING	<u>June 15, 2021</u>	DATE RESUBMITTED TO COUNCIL	_____
WITHDRAWN _____	LOST _____	DATE EFFECTIVE	_____

APPROVED AS TO FORM AND LEGALITY

FACTUAL CONTENTS CERTIFIED TO BY

TOWNSHIP ATTORNEY

TITLE

ORDINANCE AUTHORIZING A LICENSE AGREEMENT FOR A PORTION OF BLOCK 1519, LOT 39 ON THE TAX MAP OF THE TOWNSHIP OF HAMILTON PURSUANT TO N.J.S.A. 40A:12-1 ET SEQ.

Whereas the Township of Hamilton (the "Township"), is the owner of the public right-of-way located at the intersection of Quakerbridge Plaza Drive and Mercerville-Quakerbridge Road, designated as a portion of Block 1519, Lot 39 on the Tax Map of the Township of Hamilton (hereinafter the "Licensed Premises"); and

Whereas Sky Zone Hamilton (the "Licensee"), a trampoline park located at 17 Quakerbridge Plaza, Unit B in the Township, has been a proud member of the community since February 2018; and

Whereas the COVID-19 pandemic has taken a huge financial toll on many businesses throughout this area; and

Whereas the Licensee has requested permission from the Township to install a sign on the Licensed Premises in order to increase visibility for their business while it continues its slow recovery from the COVID-19 pandemic; and

Whereas the Licensee shall be responsible for all costs associated with the production and installation of the proposed sign; and

Whereas the proposed sign shall be installed/located on a southerly unimproved right-of-way portion of Quakerbridge Plaza Drive laying in an area situated between the said southerly right-of-way of Quakerbridge Plaza Drive, north of Lot 39 in Block 1519 and the westerly right-of-way of Mercerville-Quakerbridge Road; and

Whereas the Township's Department of Community and Economic Development has thoroughly evaluated the merits of this request, and upon their recommendation, the Township desires to grant the Licensee permission to install the proposed signage pursuant to the terms of a License Agreement until the end of calendar year 2021; and

Whereas N.J.S.A. 40A:12-1 et seq., the New Jersey Local Land and Buildings Law, requires the adoption of an ordinance authorizing the proposed License Agreement for the installation of the sign on the Licensed Premises;

Now Therefore, Be It Resolved by the Council of the Township of Hamilton in the County of Mercer and State of New Jersey, that:

1. The proper officials of the Township of Hamilton are hereby authorized and directed to execute a License Agreement with Sky Zone Hamilton to permit the installation of a sign on the Township-owned public right-of-way located at the intersection of Quakerbridge Plaza Drive and Mercerville-Quakerbridge Road, designated as a portion of Block 1519, Lot 39 on the Tax Map of the Township of Hamilton.

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2. Said License Agreement shall cease on or before December 31, 2021.
3. The License Agreement hereby authorized by this Ordinance shall be on file in the Office of the Municipal Clerk and may be inspected during regular business office hours. This Ordinance shall take effect upon its passage and publication as provided for by law.

PRESIDENT

MUNICIPAL CLERK

RECORD OF VOTE													
First Reading							Second Reading						
COUNCIL	AYE	NAY	NV	AB	ORD	SEC	COUNCIL	AYE	NAY	NV	AB	ORD	SEC
ANTHONY P. CARABELLI, JR.	✓					✓	ANTHONY P. CARABELLI, JR.						
RICHARD L. TIGHE, JR.	✓				✓		RICHARD L. TIGHE, JR.						
CHARLES F. WHALEN	✓						CHARLES F. WHALEN						
NANCY PHILLIPS	✓						NANCY PHILLIPS						
PASQUALE "PAT" PAPERIO, JR.	✓						PASQUALE "PAT" PAPERIO, JR.						

X - Indicates Vote A.B. - Absent N.V. - Not Voting RES. - Moved SEC. - Seconded

REJECTED _____

JEFFREY S. MARTIN, MAYOR

DATE

APPROVED _____

RECONSIDERED BY COUNCIL _____ OVERRIDE VOTE AYE _____ NAY _____