

TOWNSHIP OF MOORESTOWN

RESOLUTION NO. 107-2016

**A RESOLUTION ESTABLISHING THE TAX LEVY FOR YEAR XVIII OF THE
MOORESTOWN OPEN SPACE, RECREATION AND FARMLAND AND
HISTORIC PRESERVATION TRUST FUND PROGRAM**

WHEREAS, by Ordinance No. 1862-98, adopted on August 17, 1998, the Township Council for the Township of Moorestown approved the placement of a public question on the November 3, 1998 general election ballot to obtain the voters' sentiments on a proposed tax levy for a period not to exceed four years at a rate of two cents per one hundred dollars of assessed real property valuation for 1999, and at a rate between zero and two cents per one hundred dollars of assessed real property valuation on for each of the next three years, for the acquisition of lands, either in fee simple or a lesser interest, including, but not limited to an easement restricting development, for recreation and conservation, including the development or maintenance of such acquired lands, or for farmland acquisition and preservation, or for historic property preservation or acquisition, or for the payment of debt service for any of the aforesaid purposes; and

WHEREAS, by reason of the voters' approval of a Municipal Public Question on November 3, 1998, the Township of Moorestown is authorized by Section 7 of P. L. 1997, c.24, (codified at N.J.S.A. 40:12-15.7), (hereafter the "Law") to levy a tax at a rate of two cents per one hundred dollars of assessed real property valuation for 1999, and at a rate between zero and two cents per one hundred dollars of assessed real property valuation for each of the next three years for certain purposes as above described; and

WHEREAS, by Ordinance No. 1970-01 adopted on August 23, 2001, the Township Council for the Township of Moorestown approved the placement of a public question on the November 6, 2001 general election ballot to obtain the voters' sentiments to amend and supercede Ordinance No. 1862-98 by increasing the open space tax levy commencing with year four of the program from a rate of between zero and two cents per one hundred dollars of assessed real property valuation to a rate between two cents and six cents per one hundred dollars of assessed real property valuation for 2002, and extending the sunset provision of the program another six years through 2008, at a rate between two cents and six cents per one hundred dollars of assessed real property valuation for each of those next six years, for the purposes stated above in the original ballot question; and

WHEREAS, by reason of the voters' approval of the Municipal Public Question on the November 6, 2001 ballot, the Township Council of the Township of Moorestown has the authority to levy a tax at a rate between two and six cents per one hundred dollars of assessed real property valuation for Years IV through X of this program; and

WHEREAS, by Ordinance No. 18-2007 adopted on June 25, 2007, the Township Council for the Township of Moorestown approved the placement of a public question on the November 6, 2007 general election ballot to obtain the voters' sentiments to amend and

supplement Ordinance No. 1970-01 by extending the time period for said taxation for a period of twenty (20) years beyond Year 2008 at a rate to be established annually in the amount of no less than one cent (\$0.01), but no more than six cents (\$0.06) per one hundred dollars of assessed real property valuation, for the purposes stated above in the original ballot question; and

WHEREAS, by reason of the voters' approval of the Municipal Public Question on the November 6, 2007 ballot, the Township Council of the Township of Moorestown has the authority to levy a tax at a rate between one and six cents per one hundred dollars of assessed real property valuation for Years XI through XXX of this program; and

WHEREAS, the Township Council of the Township of Moorestown wishes to establish the open space tax levy at one cent (\$0.01) per one hundred dollars of assessed real property valuation for 2016 (hereafter the "Tax") to raise monies in Year XVIII of this program; and

WHEREAS, pursuant to Section 7 of the Law, the Township of Moorestown will conduct a public hearing on the subject of how the Township of Moorestown should allocate the monies raised by the Tax to each permitted purpose; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Moorestown that, pursuant to Section 7 of P. L. 1997, c.24 (N.J.S.A. 40:12-15.7), the Township of Moorestown does hereby establish a levy at a rate of one cent (\$0.01) per one hundred dollars of assessed real property valuation for 2016 (Year XVIII) for the purposes of raising monies for the Moorestown Open Space, Recreation and Farmland and Historic Preservation Trust Fund.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Burlington County Board of Taxation.

VOTE:

GARWOOD
NAPOLITANO
DELGADO
JORDAN
PETRIELLO

Certified to be a true and correct copy of a Resolution adopted by the Township Council at its meeting on April 25, 2016.

Patricia L. Hunt, Township Clerk