

RESOLUTION 2023-94

**RESOLUTION AUTHORIZING CONVEYANCE OF THE RIGHT TO
PERFORM CERTAIN PRE-EXISTING AGRICULTURAL ACTIVITIES ON
THE PROPERTY LOCATED AT BLOCK 50, LOT 4.01 BACK TO PATRICIA
KING BAILEY, INC.**

WHEREAS, Patricia King Bailey, Inc. conveyed a Deed of Conservation, Open Space, Drainage and Utility Right-of-Way Easement for the property located at Block 50, Lot 4.01 (the "Property") to Colts Neck Township dated December 28, 2012 which was recorded in the Monmouth County Clerk's Office on January 10, 2013 in Deed Book 8990, Page 7112 (the "2012 Deed of Easement"); and

WHEREAS, the 2012 Deed of Easement erroneously failed to reflect the fact that the farm on the Property is a pre-existing use that is being preserved and that pre-existing agricultural activities may continue to be performed on the Property; and

WHEREAS, Colts Neck Township therefore wants to enter into a corrective Deed of Easement, in substantially the form attached hereto, in order to correct this error and to convey back to Patricia King Bailey, Inc. the right to perform these pre-existing agricultural activities.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Colts Neck Township that the Mayor and the Clerk are hereby authorized to execute the attached corrective Deed of Easement on behalf of Colts Neck Township in order to correct the error in the 2012 Deed of Easement and to convey back to Patricia King Bailey, Inc. the right to perform pre-existing agricultural activities on the Property as described more fully within the Deed of Easement.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 31st of May, 2023.



Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Fitzpatrick		X			
Deputy Mayor Rizzuto		X			
Torchia Buss	M	X			
Viola		X			
Bartolomeo	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					