

TOWNSHIP OF EVESHAM  
ORDINANCE NO. 10-6-2019

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AMENDED LEASE AGREEMENT BETWEEN THE TOWNSHIP OF EVESHAM AND SHARPCO MANAGEMENT, LLC FOR A PORTION OF TOWNSHIP PROPERTY LOCATED AT 100 SHARP ROAD (BLOCK 14, LOTS 5 AND 5.03)

**WHEREAS**, there is within the Township of Evesham ("Township"), certain Township-owned real property known as Block 14, Lots 5 and 5.03 on the official tax map of the Township ("Subject Property") and consists of +/- 15.13 acre(s); and

**WHEREAS**, pursuant to Ordinance 17-8-2016, the Township acquired the subject property for the purposes of upgrading and expanding the Township's Public Works Facility; and

**WHEREAS**, following the Township's acquisition of the subject property, pursuant to the terms of the Agreement of Sale, the Township assumed the prior record owner's leases with respect to the existing tenants, specifically those tenants occupying Buildings #1, 2 and 3 of the subject property; and

**WHEREAS**, the Township is interested in moving forward with necessary upgrades and the expansion of the Public Works facility; and

**WHEREAS**, in order to begin the upgrade project, it is the recommendation of Township staff that the Township renegotiate an existing lease agreement with Sharpco Management LLC as it relates to the use of Building #3; and

**WHEREAS**, the Township Council of the Township of Evesham has determined that it is in the public interest to enter into an amended Lease Agreement with Sharpco Management LLC, as permitted by the Local Lands and Buildings Law; and

**WHEREAS**, the parties have agreed to the Amendment to the lease agreement which is attached and made a part hereof;

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Evesham in the County of Burlington, State of New Jersey that:

1. An amended lease between the Township of Evesham (Landlord) and SHARPCO MANAGEMENT, LLC (tenant) is hereby authorized and the Township staff are directed to execute and deliver the Amended Lease Agreement on behalf of the Township of Evesham subject to review and approval by the Township Attorney.

2. The public purpose of the Amended Lease Agreement is to enable the expansion of the existing Department of Public Works facility which enhances the performance of the municipality.
3. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
4. Effective Date. This ordinance shall take effect upon its final passage, adoption, and publication on the earliest date permitted by law.
5. Severability. If any section, paragraph, sentence, clause, phrase, term, provision or part of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid or inoperative, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the section, paragraph, sentence, clause, phrase, term, provision or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Please take notice that the ordinance published herewith was introduced and passed on first reading at the Regular Meeting of the Township Council of the Township of Evesham in the County of Burlington, State of New Jersey, held on May 7, 2019, and said ordinance will be further considered for final passage after public hearing at a meeting of said Township Council to be held on June 3, 2019, at 7:00 P.M. in the Municipal Complex, 984 Tuckerton Road, Marlton, New Jersey, at which time and place all persons interested will be given an opportunity to be heard concerning such ordinance.

Mary Lou Bergh  
Township Clerk