

ORDINANCE NO. 06 – 2022

AN ORDINANCE AUTHORIZING A DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF MARGATE CITY AND RKAY CONSTRUCTION MANAGEMENT, LLC PROVIDING FOR THE INSTALLATION OF WATER AND SEWER UTILITY LINES IN A PORTION OF EDMAR CIRCLE

WHEREAS, the City of Margate (hereinafter “City”) desires to enter into a Development Agreement with RKAY Construction Management, LLC (hereinafter “RKAY”) for the purpose of installing 375 linear feet of sewer line and 400’ linear feet of water line in a portion of Edgmar Circle for the purpose of supplying water and sewer to contiguous residential lots and to the municipal recreational field; and

WHEREAS, the cost of installation of said utility lines will be approximately \$160,000.00 together with the cost of road preparation and paving which will be approximately \$40,000.00; and

WHEREAS, RKAY proposes to construct and pay \$160,000.00 of the cost of the utility lines; and

WHEREAS, City proposes to provide sewer and water piping for the construction of the utility lines and will be responsible for the paving of the road subsequent to the installation of the utility lines; and

WHEREAS, a Development Agreement, hereinafter “Agreement”, will provide for a reimbursement to RKAY the sum of \$40,000.00 per lot provided that said adjoining lots as specified herein and in the Agreement elect to hook into the proposed utility lines within the first ten years of the existence of said lines; and

WHEREAS, the Board of Commissioners of the City of Margate has determined that the proposed Development Agreement, a copy of which is attached hereto and made a part hereof, is in all ways appropriate and will facilitate the placement of water and sewer lines in that portion of Edgmar Circle at a reduced cost to the City.

NOW THEREFORE, BE IT ORDAINED by the Commissioners of the City of Margate, County of Atlantic and State of New Jersey as follows:

SECTION 1. The City is hereby authorized to entry into a Development Agreement with RKAY Construction Management, LLC, said Agreement being attached hereto and being a part hereof.

SECTION 2. The Agreement provides for the reimbursement to RKAY the sum of \$40,000.00 per lot if and when the following delineated lots are tied into the subject utility lines. The subject properties are designated by lot and block number as follows:

Block 510.03, Lots 58, 59, 60 and 61

SECTION 3. The reimbursement amount of \$40,000.00 per lot will be paid by each specified lot owner at the time, if and when each lot is hooked into the utility line(s) herein specified, provided that hookup occurs within ten years of the acceptance by the City of the said utility lines.

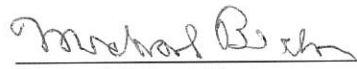
SECTION 4. The City will enforce this provision through the requirement of a Release issued by RKAY confirming that reimbursement has occurred in order for the hookup to be implemented.

SECTION 5. The reimbursement requirement provided by this Ordinance shall expire after the passage of ten (10) full years from the date that the utility lines are accepted as complete by City. Thereafter, no reimbursement shall be required to RKAY.

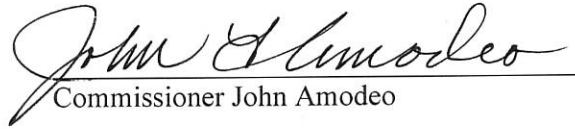
SECTION 6. In addition to the reimbursement amount, each lot owner will be required to pay the then prevailing hookup fee that the City charges for each property owner when a hookup occurs into a municipal utility line.

SECTION 7: All ordinances or parts of ordinances inconsistent with any terms of this ordinance are hereby repealed to the extent of such inconsistency only.

SECTION 8: This ordinance shall take effect upon its final passage and publication as required by law.



Mayor Michael Becker



Commissioner John Amodio



Commissioner Maury Blumberg

Board of Commissioners of the City of
Margate City, New Jersey

Introduction: February 17, 2022

Enactment: March 3, 2022