

**TOWNSHIP OF MONTCLAIR**

**ORDINANCE DESIGNATING A DOWNTOWN BUSINESS IMPROVEMENT ZONE  
IN THE TOWNSHIP OF MONTCLAIR**

February 2, 2010

**WHEREAS**, in 2002 the Township of Montclair adopted an ordinance establishing the “Montclair Center Special Improvement District” pursuant to N.J.S.A. 40:56-65; and

**WHEREAS**, the New Jersey Legislature has created a “downtown business improvement loan fund” in accordance with the provisions of N.J.S.A. 40:56-71.3; and

**WHEREAS**, the loan fund was established for the purpose of assisting municipalities that establish special improvement districts and “downtown business improvement zones” in undertaking public improvements in a designated improvement zone; and

**WHEREAS**, the establishment of a “downtown business improvement zone” will assist the Township and the Montclair Center Special Improvement District in undertaking public improvements in the business improvement zone; and

**WHEREAS**, the designation of a downtown business improvement zone is in the best interests of the Special Improvement District and the Township of Montclair.

**NOW THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Montclair, in the County of Essex, as follows:

**SECTION 1.** The purpose of this ordinance is to (a) promote economic growth and employment within the business district and in particular the Special Improvement District; (b) foster and encourage self-help programs to enhance the local business climate; and (c) authorize, permit and facilitate the Montclair Center Special Improvement District and the designated district management corporation of the district to apply for and accept funds or loans from the State of New Jersey, Department of Community Affairs for Public Improvements as contemplated and defined by N.J.S.A. 40:56-71.1 et seq.;

**SECTION 2.** There is hereby created and designated within the Township of Montclair a Downtown Business Improvement Zone that shall be co-extensive with the Special Improvement District established by the Township Council of the Township of Montclair by Ordinance No.02-04 (Chapter 293 of the Township Code).

**SECTION 3.** This ordinance shall take effect upon final adoption and publication as required by law.

**SECTION 4.** Within 10 business days of the adoption of this ordinance, the Township Clerk shall forward a certified copy of this ordinance to the Director of the Division of Local Government Services in the Department of Community Affairs.

RECORD OF COUNCIL VOTE											
	YES	NO	ABS	N.V.	AB		YES	NO	ABS	N.V.	AB
Councilor Africk						Councilor Murnick					
Councilor Baskerville						Deputy Mayor Terry					
Mayor Fried						Councilor Weller-Demming					
Councilor Lewis											
X - Indicate Vote    ABS - Abstain    N.V. - Not Voting    AB - Absent											

**I HEREBY CERTIFY** the foregoing to be a true copy of a resolution adopted as introduced by the Council of the Township of Montclair, in the County of Essex, at its meeting held on \_\_\_\_\_, 2010.

\_\_\_\_\_  
 Linda S. Wanat  
 Clerk of the Township of Montclair, N.J.