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PUBLIC NOTICE

**SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
UNION COUNTY
DOCKET NO. F-12628-06
FILE NO: 58.0114**

**NOTICE TO ABSENT DEFENDANTS
(L.S.) STATE OF NEW JERSEY TO:
EMILIO BAGLINI**

You are hereby summoned and required to serve upon FRANK J. MARTONE, P.C., Plaintiff's Attorney, whose address is 1455 Broad Street, Bloomfield, New Jersey, 07003, an answer to the complaint (and amendment to complaint, if any) filed in a civil action in which WAYNE K. THOMAS is plaintiff and EMILIO BAGLINI; UNKNOWN OCCUPANTS ONE THROUGH TEN, et als. are defendants, pending in the Superior Court of New Jersey, Chancery Division, Union County and bearing Docket Number F-12628-06 within thirty-five (35) days after August 24, 2006 exclusive of such date. If you fail to do so, judgment by default may be rendered against you for the relief demanded in the complaint (and amendment to complaint, if any). You shall file your answer and proof of service in duplicate with the Clerk of the Superior Court of New Jersey, Hughes Justice Complex, 25 Market Street, P.O. Box 971, Trenton, New Jersey, 08625, in accordance with the Rules of Civil Practice and Procedure.

This action has been instituted for the purpose of (1) foreclosing a mortgage dated March 1, 2006, made by EMILIO BAGLINI, as Mortgagor(s) to WAYNE K. THOMAS, recorded on March 8, 2006, in Book M11598 of Mortgages for UNION County, Page 0648, and subsequently assigned to the plaintiff; and (2) to recover possession of, and concerns the premises commonly known as: 629 MAGNOLIA AVENUE, ELIZABETH, NEW JERSEY 07201.

If you are unable to obtain an attorney, you may communicate with the New Jersey State Bar Association by calling (908) 249-5000. You may also contact the lawyer referral service of UNION the County of Venue by calling 908-353-4715. If you cannot afford an attorney, you may communicate with the Legal Services Office of the County of Venue by calling 908-354-4340.

You, **EMILIO BAGLINI**, are made a party defendant to this foreclosure action because you are the record owner(s) of the mortgaged premises, because you executed the Bond/Note and Mortgage being foreclosed herein and may be liable for any deficiency thereon, and for any right, title, claim or interest you may have in, to or against the said mortgaged premises.

Dated: AUGUST 16, 2006
DONALD F. PHELAN, Clerk
Superior Court of New Jersey
Frank J. Martone, P.C.
A Professional Corporation
1455 Broad Street
Bloomfield, New Jersey 07003
1 T - 8/24/06, The Leader Fee: \$60.69

PUBLIC NOTICE

**SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
UNION COUNTY
DOCKET NO. F-11413-06
FILE NO: 58.0113**

**NOTICE TO ABSENT DEFENDANTS
(L.S.) STATE OF NEW JERSEY TO:
EMILIO BAGLINI**

You are hereby summoned and required to serve upon FRANK J. MARTONE, P.C., Plaintiff's Attorney, whose address is 1455 Broad Street, Bloomfield, New Jersey, 07003, an answer to the complaint (and amendment to complaint, if any) filed in a civil action in which WAYNE K. THOMAS is plaintiff and EMILIO BAGLINI; UNKNOWN OCCUPANTS ONE THROUGH TEN, et als. are defendants, pending in the Superior Court of New Jersey, Chancery Division, Union County and bearing Docket Number F-11413-06 within thirty-five (35) days after August 24, 2006 exclusive of such date. If you fail to do so, judgment by default may be rendered against you for the relief demanded in the complaint (and amendment to complaint, if any). You shall file your answer and proof of service in duplicate with the Clerk of the Superior Court of New Jersey, Hughes Justice Complex, 25 Market Street, P.O. Box 971, Trenton, New Jersey, 08625, in accordance with the Rules of Civil Practice and Procedure.

This action has been instituted for the purpose of (1) foreclosing a mortgage dated November 8, 2005, made by EMILIO BAGLINI, as Mortgagor(s) to WAYNE K. THOMAS, recorded on February 8, 2006, in Book M11557 of Mortgages for UNION County, Page 0256, and subsequently assigned to the plaintiff; and (2) to recover possession of, and concerns the premises commonly known as: 110 WASHINGTON AVENUE, ELIZABETH, NEW JERSEY 07202.

If you are unable to obtain an attorney, you may communicate with the New Jersey State Bar Association by calling (908) 249-5000. You may also contact the lawyer referral service of UNION the County of Venue by calling 908-353-4715. If you cannot afford an attorney, you may communicate with the Legal Services Office of the County of Venue by calling 908-354-4340.

You, **EMILIO BAGLINI**, are made a party defendant to this foreclosure action because you are the record owner(s) of the mortgaged premises, because you executed the Bond/Note and Mortgage being foreclosed herein and may be liable for any deficiency thereon, and for any right, title, claim or interest you may have in, to or against the said mortgaged premises.

Dated: AUGUST 16, 2006
DONALD F. PHELAN, Clerk
Superior Court of New Jersey
Frank J. Martone, P.C.
A Professional Corporation
1455 Broad Street
Bloomfield, New Jersey 07003
1 T - 8/24/06, The Leader Fee: \$60.69

Legal Advertising

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PUBLIC NOTICE

**BOROUGH OF FANWOOD
PLANNING BOARD**

Please take notice that on September 27, 2006 at 7:30 PM at the Fanwood Borough Hall, located at 75 North Martine Avenue, Fanwood, New Jersey, the Planning Board will hold a hearing on the application of the undersigned. The property in question is located at: 59 Oakwood Court, Fanwood, New Jersey, also known as Block 40 Lot 18, as shown on the Fanwood Tax Map, owned by Gerald Vadas.

The applicant requests to widen driveway, which is in violation of Section 184-163A of the Fanwood Land Use Code. Variance Requested: driveway width; Permitted: 10 feet; Present: 11 feet; Proposed: 19 feet.

The applicant will also seek such other relief as may be determined necessary at the public hearing based upon review of the application or amendment(s) to the application.

The file pertaining to this application is available for public inspection during normal business hours (9 AM - 2 PM, Tuesday - Friday) from the Secretary of the Planning Board at the Administration Office of the Borough of Fanwood at 75 North Martine Avenue, Fanwood, New Jersey.

Any interested party may appear at said hearing and participate therein in accordance with the rules of the Fanwood Planning Board.

Applicant:
Gerald Vadas
59 Oakwood Court
Fanwood, New Jersey 07023
1 T - 8/24/06, The Times Fee: \$34.68

PUBLIC NOTICE

**TOWN OF WESTFIELD
PLANNING BOARD**

Notice is hereby given that the Westfield Planning Board at its meeting on Thursday, August 17, 2006 memorialized the following Board action taken on July 13, 2006:

06-09(V) GRECO'S JERSEY MIKE'S, LLC, 132-144 EAST BROAD STREET, BLOCK 3105, LOT 8 SEEKING PRELIMINARY AND FINAL MAJOR SITE PLAN APPROVAL WITH VARIANCES. APPLICANT SEEKS TO CONVERT FIRST FLOOR RETAIL SPACE TO A RESTAURANT USE (A PERMITTED USE IN THE ZONE), ALTER THE FRONT FAÇADE, ERECT AWNINGS AND SIGNAGE, AND AMEND A PREVIOUSLY APPROVED SITE PLAN APPLICATION (APPROVED BY THE PLANNING BOARD ON MARCH 7, 2005) THAT INCLUDED INSTALLING A WALK-OUT BOY REBUILDING EXISTING STAIRS TO 2DN FLOOR APARTMENT ANDREBUILDING AND REPLACING THE ROOF OVER BACK OF STORE AND INSTALLATION OF A SCREENED REFUSE/RECYCLING CONTAINER. Approved with conditions.

Kenneth B. Marsh
Secretary
1 T - 8/24/06, The Leader Fee: \$33.66

PUBLIC NOTICE

**TOWN OF WESTFIELD
PLANNING BOARD**

Notice is hereby given that the Westfield Planning Board at its meeting on Thursday, August 17, 2006 memorialized the following Board action taken on July 13, 2006:

06-16 RALPH RAPUANO, FRANK ALTIERI, AND ALLAN CHRONE, 734 WOODLAND AVENUE, BLOCK 1405, LOT 1 (TOWN OF WESTFIELD), AND BLOCK 22-A, LOT 28 (TOWN OF MOUNTAINSIDE) AND 10 RODMAN LANE, BLOCK 1405, LOT 2 (TOWN OF WESTFIELD), BLOCK 22-A, LOT 31 (TOWN OF MOUNTAINSIDE) OWNED BY WILLIAM RYAN AND JACQUELINE BRITT; SEEKING MINOR SUBDIVISION APPROVAL WITH NO VARIANCES. APPLICANTS SEEKING TO TRANSFER APPROXIMATELY 1,887 SQUARE FEET OF REAR YARD OF 734 WOODLAND AVENUE (TOWN OF WESTFIELD) AND APPROXIMATELY 703 SQUARE FEET OF REAR YARD (TOWN OF MOUNTAINSIDE) TO 10 RODMAN LANE. Approved with conditions.

Kenneth B. Marsh
Secretary
1 T - 8/24/06, The Leader Fee: \$30.60

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PUBLIC NOTICE

**SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
UNION COUNTY
DOCKET NO. F-11906-06
FILE NO: 58.0110**

**NOTICE TO ABSENT DEFENDANTS
(L.S.) STATE OF NEW JERSEY TO:
OLD HOMES BUSINESS INVESTMENTS, INC.; EMILIO BAGLINI**

You are hereby summoned and required to serve upon FRANK J. MARTONE, P.C., Plaintiff's Attorney, whose address is 1455 Broad Street, Bloomfield, New Jersey, 07003, an answer to the complaint (and amendment to complaint, if any) filed in a civil action in which WAYNE K. THOMAS is plaintiff and OLD HOMES BUSINESS INVESTMENTS, INC.; EMILIO BAGLINI; UNKNOWN OCCUPANTS ONE THROUGH TEN, et als. are defendants, pending in the Superior Court of New Jersey, Chancery Division, Union County and bearing Docket Number F-11906-06 within thirty-five (35) days after August 24, 2006 exclusive of such date. If you fail to do so, judgment by default may be rendered against you for the relief demanded in the complaint (and amendment to complaint, if any). You shall file your answer and proof of service in duplicate with the Clerk of the Superior Court of New Jersey, Hughes Justice Complex, 25 Market Street, P.O. Box 971, Trenton, New Jersey, 08625, in accordance with the Rules of Civil Practice and Procedure.

This action has been instituted for the purpose of (1) foreclosing a mortgage dated June 22, 2004, made by OLD HOMES BUSINESS INVESTMENTS, INC., as Mortgagor(s) to WAYNE K. THOMAS, recorded on June 25, 2004, in Book M10731 of Mortgages for UNION County, Page 0065, and subsequently assigned to the plaintiff; and (2) to recover possession of, and concerns the premises commonly known as: 415 EAST 10TH STREET, ROSELLE, NEW JERSEY 07203.

If you are unable to obtain an attorney, you may communicate with the New Jersey State Bar Association by calling (908) 249-5000. You may also contact the lawyer referral service of UNION the County of Venue by calling 908-353-4715. If you cannot afford an attorney, you may communicate with the Legal Services Office of the County of Venue by calling 908-354-4340.

You, **EMILIO BAGLINI**, are made a party defendant to this foreclosure action because you are the record owner(s) of the mortgaged premises, because you executed the Bond/Note and Mortgage being foreclosed herein and may be liable for any deficiency thereon, and for any right, title, claim or interest you may have in, to or against the said mortgaged premises.

Dated: AUGUST 16, 2006
DONALD F. PHELAN, Clerk
Superior Court of New Jersey
Frank J. Martone, P.C.
A Professional Corporation
1455 Broad Street
Bloomfield, New Jersey 07003
1 T - 8/24/06, The Leader Fee: \$69.87

PUBLIC NOTICE

**TOWN OF WESTFIELD
PLANNING BOARD**

Notice is hereby given that the Westfield Planning Board at its meeting on Thursday, August 17, 2006 memorialized the following Board action taken on July 13, 2006:

05-31(V) FRASER 3 PICTON ENTERPRISES, LLC, 2009 CENTRAL AVENUE, BLOCK 5708, LOT 8 & 9 (WESTFIELD) AND 3 PICTON STREET, BLOCK 5708, LOTS 7 & 8, (CLARK), SEEKING PRELIMINARY MAJOR SUBDIVISION APPROVAL WITH VARIANCES. APPLICANT SEEKS TO FORMALIZE SUBDIVISION, CREATE TWO NEW LOTS AND CONSTRUCT NEW HOME ON LOT 9. Approved with conditions.

Kenneth B. Marsh
Secretary
1 T - 8/24/06, The Leader Fee: \$22.44

PUBLIC NOTICE

**SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
UNION COUNTY
DOCKET NO. F-3450-05
File No. 8855-05**

**NOTICE TO REDEEM
R.E. INVESTMENTS, LLC. VS. MELVA SOLIS; MARIO SOLIS; HUSBAND OF MELVA SOLIS; METRO BANK OF PHILADELPHIA, NA, N/K/A HUDSON UNITED BANK; ROBERT KYLE; GENERAL MOTORS ACCEPTANCE CORP.**

TO: ROBERT KYLE; PLEASE TAKE NOTICE that an order made on August 11, 2006, the Superior Court Fixed September 25, 2006 between the hours of nine o'clock in the forenoon and four o'clock in the afternoon, prevailing time, at the office of the Tax Collector of the PLAINFIELD, located at 515 WATCHUNG AVENUE, PLAINFIELD, NEW JERSEY 07060, as the time and place when and where you may pay to the plaintiff the amount so found due for principal and interest on its certificate of tax sale as follows:

LOT 11 BLOCK 313 on the tax duplicate of the PLAINFIELD. Total amount required to redeem tax sale certificate no. 91-327 is \$174,359.29, together with interest from August 30, 2006 and costs. And that unless, at the same time and place, you or one of you redeem by paying the aforesaid sum so found due to plaintiff, then you, and each of you shall be debarred and foreclosed of and from all right and equity of redemption, in and to the lands and premises above set out and described in the complaint and every part thereof, and that the plaintiff be vested with an absolute and indefeasible estate of inheritance in fee simple in said lands and premises.

Anything to the contrary notwithstanding, redemption shall be permitted until the entry of final judgment including the whole of the last date upon which judgment is entered.
Michael G. Pellegrino, Esq.
Attorney for Plaintiff
PELLEGRINO & FELDSTEIN, L.L.C.
Denville Law Center
290 Route 46 West
Denville, New Jersey 07834
1 T - 8/24/06, The Leader Fee: \$49.47

PUBLIC NOTICE

**UNION COUNTY BOARD OF CHOSEN FREEHOLDERS
ORDINANCE NO: 634-2006
INTRO 7/20/2006
FINAL ADOPTION: 8/17/2006**

was introduced and passed on first reading by the Board of Chosen Freeholders at a REGULAR MEETING on, July 20th, 2006 and said Ordinance has been published with Notice of Introduction thereof and of the time and place fixed for its further consideration and the Board has duly held a hearing thereof and has given all persons interested an opportunity to be heard. NOW, THEREFORE, BE IT RESOLVED, by the Board of Chosen Freeholders that said Ordinance be and the same hereby is finally passed and adopted, and be it FURTHER RESOLVED, that the Ordinance published herewith has been finally adopted on August 17th, 2006, and the 20 day period of limitations within which a suit, action or proceeding questioning the validity of such Ordinance can be commenced has begun to run from the date of first publication of this statement.

ORDINANCE PROVIDING THE CONSENT OF THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION TO THE ISSUANCE BY THE UNION COUNTY IMPROVEMENT AUTHORITY OF ITS TAX-EXEMPT BONDS IN THE AMOUNT OF NOT TO EXCEED \$1,425,000 AS SUPPLEMENTAL FINANCING FOR THE LINDEN THEATER REDEVELOPMENT PROJECT TO BE UNDERTAKEN BY THE AUTHORITY AND THE PROJECTS ASSOCIATED THEREWITH.

WHEREAS, the Union County Improvement Authority (the "Authority") has been duly created by an ordinance of the Board of Chosen Freeholders (the "Board of Freeholders") of the County of Union, New Jersey (the "County"), as a public body corporate and politic of the State of New Jersey (the "State") pursuant to in accordance with the County Improvement Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, as amended and supplemented from time to time (the "Act"); and

WHEREAS, the Authority is authorized by law, specifically Section 11 of the Act (N.J.S.A. 40:37A-54), to, among other things, provide planning and initiate and carry out redevelopment projects for the elimination and prevention of the development or spread of blighted, deteriorated or deteriorating areas and the disposition, for uses in accordance with the objectives of the redevelopment project, of any property or part thereof acquired in the area of such projects; and

WHEREAS, the City of Linden (the "City") has designated the Authority as its "redevelopment entity" for purposes of implementing the hereinafter defined Project;

WHEREAS, the City has requested that the Authority provide financial assistance for the hereinafter defined Linden Theater Redevelopment Project (the "Linden Theater Redevelopment Project");

WHEREAS, the Authority issued its "Revenue Bonds, Series 2004" (City of Linden - Linden Theater Redevelopment Project) (the "2004 Bonds") to finance the Linden Theater Redevelopment Project; and

WHEREAS, the Bonds have such other terms as set forth in that certain resolution authorizing the issuance of the "Union County Improvement Authority Revenue Bonds, Series 2004 (City of Linden - Linden Theater Redevelopment Project) of the Union County Improvement Authority and any Additional Bonds or Notes of the Union County Improvement Authority" adopted by the Authority prior to the issuance of the Bond (the "Initial Bond Resolution"); the Initial Bond Resolution, and any amendments or supplements thereto in accordance with the terms thereof may be collectively referred to as the "Bond Resolution"); and

WHEREAS, the payment of the principal of and interest on the 2004 Bonds is secured by a Deficiency Agreement by and among the County, the Trustee for the 2004 Bonds and the Authority (the "Linden Theater Redevelopment Project Deficiency Agreement"); and

WHEREAS, the Authority has determined that in order to complete Linden Theater Redevelopment Project the Authority will issue not to exceed \$1,425,000 of its "Revenue Bonds, Series 2006" (City of Linden - Linden Theater Redevelopment Project) (the "2006 Bonds"), and to induce the prospective purchasers of the 2006 Bonds of the Authority issued for the Linden Theater Redevelopment Project to purchase the same, it will be necessary that payment of the principal of (including sinking fund installments, if any) and interest on the hereinafter defined 2006 Bonds be secured by a full faith and credit, unconditional and irrevocable guaranty of the County in accordance with a guaranty ordinance to be finally adopted by the governing body of the County and a guaranty certificate executed on the face of each Bond upon the issuance thereof by an authorized officer of the County (the "Guaranty"), all in accordance with Section 37 ("Section 37") of the Act (N.J.S.A. 40:37A-80) and other applicable law; and

WHEREAS, the Authority will issue its "Revenue Bonds, Series 2006" (City of Linden - Linden Theater Redevelopment Project) (the "2006 Bonds") to provide additional financing for the Linden Theater Redevelopment Project; and

WHEREAS, the 2006 Bonds have such other terms as shall be set forth in that certain Supplemental Resolution authorizing the issuance of the "Union County Improvement Authority Revenue Bonds, Series 2006 (City of Linden - Linden Theater Redevelopment Projects) of the Union County Improvement Authority and any Additional Bonds or Notes of the Union County Improvement Authority" adopted by the Authority prior to the issuance of the Bond (the "Supplemental Bond Resolution"); the Supplemental Bond Resolution, and any amendments or supplements thereto in accordance with the terms thereof may be collectively referred to as the "Bond Resolution"); and

WHEREAS, the payment of the principal of and interest on the 2006 Bonds shall be secured by a Deficiency Agreement by and among the County, the Trustee for the 2006 Bonds and the Authority (the "Linden Theater Redevelopment Project Deficiency Agreement, Series 2006 Bonds"); and

WHEREAS, the Authority has made application to the Local Finance Board in the Division of Local Government Services of the Department of Community Affairs of the State (the "Local Finance Board") for the Local Finance Board's review of the Project; and

WHEREAS, the Authority believes: (i) it is in the public interest to accomplish such purpose; (ii) said purpose is for the health, wealth, convenience or betterment of the inhabitants of the County; (iii) the amounts to be expended for said purpose are not unreasonable or exorbitant; and (iv) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the County and will not create an undue financial burden to be placed upon the Authority or the Participants.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION, NEW JERSEY, as follows:

Section 1. In accordance with Section 13 and all other applicable law, the Board of Freeholders hereby consents to (i) the Project and the financing of same, (ii) the execution and delivery by the Authority of the Bond Resolution, the Bond Documents, the Linden Theater Redevelopment Project Deficiency Agreement, Continuing Disclosure Agreements, and such other documents as necessary and reasonable for the transaction (the "Financing Documents"), which documents shall be filed with the Clerk of the Board prior to the issuance of any Bonds, (iii) the adoption by the Authority of the Bond Resolution, and (iv) the issuance, sale and delivery of the Bonds to effect such purpose. The consent hereto given to the Financing Documents contemplates the insertion of the final financing terms.

Section 2. This ordinance shall take effect at the time and in the manner provided by law.

Section 3. Upon the adoption hereof, the Clerk of the Board of Freeholders shall forward certified copies of this ordinance to the County Manager, County Counsel, Executive Director of the Authority, and John G. Hudak, Esq., Frohling & Hudak, LLC, Bond Counsel to the Authority.

1 T - 8/24/06, The Leader Fee: \$180.54

PUBLIC NOTICE

**TOWN OF WESTFIELD
PLANNING BOARD**

Notice is hereby given that the Westfield Planning Board at its meeting on Thursday, August 17, 2006 memorialized the following Board action taken on July 13, 2006:

04-16 GENTEMP, C/O JOSEPH BUONTEMPO & JEAN GENIEVICH, 254 SENECA PLACE, BLOCK 701, LOT 38, SEEKING PRELIMINARY MAJOR SUBDIVISION APPROVAL WITH NO VARIANCES (REMANDED TO BOARD BY COURT ORDER.) APPLICANT SEEKS TO CREATE TWO NEW LOTS FROM AN EXISTING SINGLE LOT. APPLICANT SEEKS TO DEMOLISH EXISTING HOUSE AND CONSTRUCT A NEW SINGLE FAMILY HOME ON EACH OF THE NEW LOTS. APPLICANT PROPOSES A 18-FOOT WIDE ACCESS DRIVE WITH A 40-FOOT WIDE R.O.W. TO BE DEDICATED TO THE TOWN OF WESTFIELD. APPLICATION ALSO INCLUDES EXTENSION OF UTILITIES IN THE R.O.W. OF COLEMAN PLACE. Approved with conditions.

Kenneth B. Marsh
Secretary
1 T - 8/24/06, The Leader Fee: \$29.58

PUBLIC NOTICE

**TOWN OF WESTFIELD
PLANNING BOARD**

Notice is hereby given that the Westfield Planning Board at its meeting on Thursday, August 17, 2006 memorialized the following Board action taken on July 13, 2006:

06-16 RALPH RAPUANO, FRANK ALTIERI, AND ALLAN CHRONE, 734 WOODLAND AVENUE, BLOCK 1405, LOT 1 (TOWN OF WESTFIELD), AND BLOCK 22-A, LOT 28 (TOWN OF MOUNTAINSIDE) AND 10 RODMAN LANE, BLOCK 1405, LOT 2 (TOWN OF WESTFIELD), BLOCK 22-A, LOT 31 (TOWN OF MOUNTAINSIDE) OWNED BY WILLIAM RYAN AND JACQUELINE BRITT; SEEKING MINOR SUBDIVISION APPROVAL WITH NO VARIANCES. APPLICANTS SEEKING TO TRANSFER APPROXIMATELY 1,887 SQUARE FEET OF REAR YARD OF 734 WOODLAND AVENUE (TOWN OF WESTFIELD) AND APPROXIMATELY 703 SQUARE FEET OF REAR YARD (TOWN OF MOUNTAINSIDE) TO 10 RODMAN LANE. Approved with conditions.

Kenneth B. Marsh
Secretary
1 T - 8/24/06, The Leader Fee: \$30.60

PUBLIC NOTICE

**UNION COUNTY BOARD OF CHOSEN FREEHOLDERS
ORDINANCE NO: 635-2006
INTRO 7/20/2006
FINAL ADOPTION: 8/17/2006**

was introduced and passed on first reading by the Board of Chosen Freeholders at a REGULAR MEETING on, July 20th, 2006 and said Ordinance has been published with Notice of Introduction thereof and of the time and place fixed for its further consideration and the Board has duly held a hearing thereof and has given all persons interested an opportunity to be heard. NOW, THEREFORE, BE IT RESOLVED, by the Board of Chosen Freeholders that said Ordinance be and the same hereby is finally passed and adopted, and be it FURTHER RESOLVED, that the Ordinance published herewith has been finally adopted on August 17th, 2006, and the 20 day period of limitations within which a suit, action or proceeding questioning the validity of such Ordinance can be commenced has begun to run from the date of first publication of this statement.

ORDINANCE OF THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF UNION, NEW JERSEY AUTHORIZING THE EXECUTION OR ACKNOWLEDGMENT AND DELIVERY BY THE COUNTY OF UNION OF CERTAIN AGREEMENTS IN CONNECTION WITH THE UNION COUNTY IMPROVEMENT AUTHORITY'S REVENUE BONDS, SERIES 2006 (CITY OF LINDEN - LINDEN THEATRE REDEVELOPMENT PROJECT)

WHEREAS, the Union County Improvement Authority (the "Authority") has been duly created by an ordinance of the Board of Chosen Freeholders (the "Board of Freeholders") of the County of Union, New Jersey (the "County"), as a public body corporate and politic of the State of New Jersey (the "State") pursuant to in accordance with the County Improvement Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, as amended and supplemented from time to time (the "Act"); and

WHEREAS, the Authority is authorized by law, specifically Section 11 of the Act (N.J.S.A. 40:37A-54), to, among other things, provide planning and initiate and carry out redevelopment projects for the elimination and prevention of the development or spread of blighted, deteriorated or deteriorating areas and the disposition, for uses in accordance with the objectives of the redevelopment project, of any property or part thereof acquired in the area of such projects; and

WHEREAS, the City of Linden (the "City") has designated the Authority as its "redevelopment entity" for purposes of implementing the hereinafter defined Project;

WHEREAS, the City has requested that the Authority provide financial assistance for the hereinafter defined Linden Theater Redevelopment Project (the "Linden Theater Redevelopment Project");

WHEREAS, the Authority issued its "Revenue Bonds, Series 2004" (City of Linden - Linden Theater Redevelopment Project) (the "2004 Bonds") to finance the Linden Theater Redevelopment Project; and

WHEREAS, the 2004 Bonds have such other terms as set forth in that certain resolution authorizing the issuance of the "Union County Improvement Authority Revenue Bonds, Series 2004 (City of Linden - Linden Theater Redevelopment Projects) of the Union County Improvement Authority and any Additional Bonds or Notes of the Union County Improvement Authority" adopted by the Authority prior to the issuance of the Bond (the "Initial Bond Resolution"); the Initial Bond Resolution, and any amendments or supplements thereto in accordance with the terms thereof may be collectively referred to as the "Bond Resolution"); and

WHEREAS, the payment of the principal of and interest on the 2004 Bonds are secured by a Deficiency Agreement by and among the County, the Trustee for the 2004 Bonds and the Authority (the "Linden Theater Redevelopment Project Deficiency Agreement"); and

WHEREAS, the Authority has determined that in order to complete Linden Theater Redevelopment Project the Authority will issue not to exceed \$1,425,000 of its "Revenue Bonds, Series 2006" (City of Linden - Linden Theater Redevelopment Project) (the "2006 Bonds"), and to induce the prospective purchasers of the 2006 Bonds of the Authority issued for the Linden Theater Redevelopment Project to purchase the same, it will be necessary that payment of the principal of (including sinking fund installments, if any) and interest on the hereinafter defined 2006 Bonds be secured by a full faith and credit, unconditional and irrevocable guaranty of the County in accordance with a guaranty ordinance to be finally adopted by the governing body of the County and a guaranty certificate executed on the face of each Bond upon the issuance thereof by an authorized officer of the County (the "Guaranty"), all in accordance with Section 37 ("Section 37") of the Act (N.J.S.A. 40:37A-80) and other applicable law; and

WHEREAS, the Authority will issue its "Revenue Bonds, Series 2006" (City of Linden - Linden Theater Redevelopment Project) (the "2006 Bonds") to provide additional financing for the Linden Theater Redevelopment Project; and

WHEREAS, the 2006 Bonds have such other terms as shall be set forth in that certain Supplemental Resolution authorizing the issuance of the "Union County Improvement Authority Revenue Bonds, Series 2006 (City of Linden - Linden Theater Redevelopment Projects) of the Union County Improvement Authority and any Additional Bonds or Notes of the Union County Improvement Authority" adopted by the Authority prior to the issuance of the Bond (the "Supplemental Bond Resolution"); the Supplemental Bond Resolution, and any amendments or supplements thereto in accordance with the terms thereof may be collectively referred to as the "Bond Resolution"); and

WHEREAS, the payment of the principal of and interest on the 2006 Bonds shall be secured by a Deficiency Agreement by and among the County, the Trustee for the 2006 Bonds and the Authority (the "Linden Theater Redevelopment Project Deficiency Agreement, Series 2006 Bonds"); and

WHEREAS, the Authority has made application, on behalf of the County, to the Local Finance Board in the Division of Local Government Services of the Department of Community Affairs of the State (the "Local Finance Board") for the Local Finance Board's review of the financing, including, *inter alia*, the Linden Theater Redevelopment Project Deficiency Agreement, and the Guaranty; and

WHEREAS, in accordance with the terms of Section 37 of the Act (N.J.S.A. 40:37A-80) and the Guaranty, the County shall be obligated, if necessary, to levy *ad valorem* taxes upon all the taxable property within the County without limitation as to rate or amount to make the timely payment of the principal of (including mandatory sinking fund installments, if any) and interest on the 2006 Bonds; and

WHEREAS, in order to market