

P.L. 1999, CHAPTER 64, *approved April 16, 1999*
Senate, No. 500 (*First Reprint*)

1 AN ACT concerning the sale of certain lands and supplementing
2 chapter 12 of Title 27 of the Revised Statutes.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. Notwithstanding the provisions of R.S. 27:12-1 or any other law
8 to the contrary, if the Commissioner of Transportation determines,
9 pursuant to R.S. 27:12-1, that real property acquired for the use of the
10 State in the improvement, betterment, reconstruction or maintenance
11 of a State highway is no longer required for such use, the
12 commissioner shall first offer to sell such property or any right or
13 interest therein at private sale to the owner of the real property ¹whose
14 frontage is¹ contiguous to the real property being sold; provided that
15 the property being sold is less than the minimum size required for
16 development under the municipal zoning ordinance of the municipality
17 in which the property is located and is without any capital
18 improvement thereon; except that when there is more than one owner
19 with real property ¹whose frontage is¹ contiguous thereto, the
20 property shall be sold to the highest bidder from among all such
21 owners. Any such sale shall be for not less than the fair market value
22 of the real property.

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24 2. The sale of real property permitted by section 1 of this act may
25 only occur after the owners of record of the property at the time of
26 acquisition have been notified and provided the right to repurchase
27 their interest pursuant to section 1 of P.L.1985, c.201 (C.52:31-1.4).

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29 3. The provisions of this act shall not affect the right of the
30 commissioner to sell at private sale to a municipal corporation or to
31 any public board or commission any real estate or any right or interest
32 therein as provided in subsection a. of R.S. 27:12-1.

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34 4. This act shall take effect immediately.

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38 Requires DOT commissioner to offer certain excess lands to
39 contiguous property owners at private sale.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate STR committee amendments adopted May 21, 1998.