

CHAPTER 135

AN ACT authorizing the State Treasurer to sell certain surplus real property and improvements owned by the State and to grant an easement across certain real property owned by the State.

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

1. a. (1) The Department of the Treasury, on behalf of the Department of Corrections, is authorized to sell and convey, as surplus real property, all of the State's interest in the 77+ acre parcel of land, and the improvements thereon that include the former McCorkle Correctional Facility for Young Men, fronting on Somerset County Route 601, located in Montgomery Township, Somerset County, and constituting a portion of Block 25001, Lot 27 on the tax map of Montgomery Township.

(2) Notwithstanding the provisions of any other law to the contrary, all of the parcel described in paragraph (1) of this subsection was, and is deemed to have been, excluded from the perpetual restriction for agricultural or horticultural use or conservation or recreation purposes created by P.L.1988, c.135, which restriction applies and will continue to apply to the remainder of Block 25001, Lot 27 except as provided in paragraph (2) of subsection b. of this section, because the parcel was not used for agricultural purposes on October 5, 1988, the effective date of P.L.1988, c.135.

b. (1) The Department of the Treasury is authorized to grant to the Montgomery Township Board of Education an easement from the parcel described in paragraph (1) of subsection a. of this section in a northerly direction across a portion of Block 25001, Lot 27 to Somerset County Route 602, for the purpose of providing additional access to the parcel for safety purposes.

(2) Notwithstanding the provisions of P.L.1988, c.135 or any other law to the contrary, the area within the easement described in paragraph (1) of this subsection shall not be deemed restricted to agricultural or horticultural use or conservation or recreation purposes pursuant to P.L.1988, c.135 and may be used to access the parcel described in paragraph (1) of subsection a. of this section, for only as long as the parcel is developed and used as a public school facility.

c. The sale and conveyance authorized by subsection a. of this section and the granting of the easement authorized by subsection b. of this section shall be executed in accordance with the terms and conditions approved by the State House Commission. The proceeds from the sale and conveyance authorized by subsection a. of this section and the granting of the easement authorized by subsection b. of this section shall be deposited in the General Fund of the State.

2. This act shall take effect immediately.

Approved October 31, 2000.