

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: _____

**ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
ACCEPTING A WATER MAIN EASEMENT FROM TOLL NJ II, LP
ON A PORTION OF LOT 1 (PROPOSED LOT 1.10) IN BLOCK 16**

WHEREAS, Toll NJ II, LP (“Toll”), the successor-in-interest to Applegarth Developers, LLC (a/k/a England Estates), the entity who received preliminary and final minor subdivision approval of application PB-1109-11 on March 22, 2012, memorialized on April 26, 2012, and the Township Engineer has determined that the Township requires a Water Main Easement on a portion of Lot 1 (new proposed Lot 1.10) in Block 16 (“Easement”); and

WHEREAS, Toll has agreed to convey the Easement to the Township of Monroe; and

WHEREAS, the Township Engineer has reviewed the attached metes and bounds description of said Easement and has found same to be in conformity with the Planning Board approval and hereby recommends acceptance of the deed of dedication, a copy of which is attached hereto as Exhibit A; and

WHEREAS, the Township Council has, after consultation with its legal and engineering professionals, determined that it is in the public interest to accept the dedication of the Easement from Toll NJ II, LP;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Township of Monroe, County of Middlesex, State of New Jersey, as follows:

SECTION 1. The Mayor, Township Clerk and Township Attorney are hereby authorized and directed to take all steps and execute any documents which are reasonably necessary to accept the dedication by Toll NJ II, LP of the Easement.

SECTION 2. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 4. This Ordinance shall take effect upon final passage and publication as provided by law.

SO ORDAINED as aforesaid.

GERALD W. TAMBURRO, Council President

NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at a meeting of the Monroe Township Council held on March 3, 2014. Said Ordinance will again be read and considered for final passage at a meeting of the Monroe Township Council to be held at 7:00 p.m. on April 7, 2014 in the Municipal Complex, 1 Municipal Plaza, Monroe Twp., New Jersey 08831. At said time and place all persons having an interest in the foregoing Ordinance will be granted an opportunity to be heard concerning the same prior to consideration for final passage by the Council.

SHARON DOERFLER, Township Clerk

MAYORAL APPROVAL

By virtue of the Optional Municipal Charter Law of 1950 and Chapter 3, Section 19 of the Code of the Township of Monroe, my approval of this Ordinance is effected by the affixing of my signature hereto.

RICHARD PUCCI, Mayor

Date Signed _____