

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-12-2016-039

ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
AUTHORIZING THE ISSUANCE OF A DEED OF RIGHT-OF-WAY AND
A DRAINAGE EASEMENT TO THE COUNTY OF MIDDLESEX FOR
ROAD WIDENING ALONG APPLGARTH ROAD

WHEREAS, the Township of Monroe Board of Adjustment has approved a certain development by Shared Properties LLC (BA 5093); and

WHEREAS, the County of Middlesex has required Shared Properties LLC to make certain road improvements to Applegarth Road; and

WHEREAS, the Township of Monroe owns a parcel of land shown on the Tax Map of Monroe as Lots 6.01 and 6.02, in Block 4 (“Monroe’s Land”), which was previously dedicated to the Township; and

WHEREAS, the County of Middlesex has required improvements to Applegarth Road, which include the widening of Applegarth Road where it abuts Monroe’s Land, as part of its approval of Shared Properties, LLC’s development; and

WHEREAS, the County of Middlesex has required a drainage easement across Monroe’s Land, where it abuts Applegarth Road, as part of its approval of the Shared Properties, LLC’s development;

WHEREAS, the Township Council has determined that the granting of a of a Deed Of Right-Of-Way and a Drainage Easement to the County of Middlesex is in the Public interest; and

WHEREAS, the forms of the proposed Deed Of Right-Of-Way and Drainage Easement, are attached hereto as Exhibits “A” and “B” respectively; and

WHEREAS, the forms of the proposed Deed Of Right-Of-Way and Drainage Easement have been reviewed and approved by the Township Engineer; and

WHEREAS, forms of the proposed Deed Of Right-Of-Way and Drainage Easement have been reviewed and approved by the Township Attorney;

NOW, THEREFORE, BE IT ORDAINED by the Township 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 execute any and all documents as are reasonably necessary to grant to the County of Middlesex, New Jersey:

- (a) A Deed of Right-of-Way to a portion of the parcel of land abutting Applegarth Road, which is owned by the Township of Monroe and shown on the Tax Map of Monroe as Lots 6.01 and 6.02, in Block 4, as more particularly described on Exhibit “A.”
- (b) A Drainage Easement across Lots 6.01 and 6.02, in Block 4, on the official Tax Maps of the Township of Monroe, as more particularly described on Exhibit “B.”

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

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

Section 4. This Ordinance shall take effect twenty (20) days after passage, adoption and publication according to law.

SO ORDAINED, as aforesaid.

LESLIE KOPPEL, Council President

RECORDED VOTE – INTRODUCTION – December 5, 2016							
COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dipierro						X	
Councilman Leibowitz		X	X				
Councilwoman Schneider	X		X				
Council V. President Dalina			X				
Council President Koppel			X				

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 December 5, 2016. Said Ordinance will again be read and considered for final passage at the next scheduled meeting of the Monroe Township Council to be held on December 28, 2016 at 7:00 p.m. at the Monroe Township Municipal Building, 1 Municipal Plaza, Monroe Township, 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.

PATRICIA REID, Township Clerk

RECORDED VOTE – SECOND READING & FINAL ADOPTION – DECEMBER 28, 2016							
COUNCIL	MOTION	2 ND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Councilman Dipierro							
Councilman Leibowitz							
Councilwoman Schneider							
Council V. President Dalina							
Council President Koppel							

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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, I have shown my approval of this Ordinance by the affixing of my signature hereto.

GERALD W. TAMBURRO, Mayor

Date signed: _____