

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO. O-9-2017-023

**ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
ACCEPTING A CONSERVATION EASEMENT DEED
FROM PUSHTEL CONSTRUCTION, INC. ON
LOTS 7.01, 7.02, 7.03 and 7.04 IN BLOCK 169**

WHEREAS, Pushtel Construction, Inc. received final major subdivision approval of Application No. PB-1162-15, on March 26, 2015, memorialized on April 23, 2015; and

WHEREAS, a condition of that approval required Pushtel Construction, Inc. to dedicate conservation easement(s) on any wetlands and/or identified flood hazard areas on the subdivided parcels to the Township; and

WHEREAS, Pushtel Construction, Inc. has agreed to dedicate the conservation easement(s) to the Township of Monroe; and

WHEREAS, the Township Engineer has reviewed the attached metes and bounds description in the Conservation Easement Deed and has found same to be in conformity with the Planning Board approval and hereby recommends acceptance of the Conservation Easement Deed; 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 Conservation Easement Deed from Pushtel Construction, Inc.; and

WHEREAS, the Township Attorney has reviewed the Conservation Easement Deed and found it to be legally sufficient;

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 Conservation Easement Deed from Pushtel Construction, Inc.

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 All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.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

STEPHEN DALINA, Council President

RECORDED VOTE – INTRODUCTION – September 6, 2017						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin			X			
Councilwoman Cohen		X	X			
Councilman Leibowitz			X			
Council V. President Schneider	X		X			
Council President Dalina			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 September 6, 2017. 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 October 2, 2017 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– October 2, 2017						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin						
Councilwoman Cohen						
Councilman Leibowitz						
Council V. President Schneider						
Council President Dalina						

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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, my approval of this Ordinance is effected by the affixing of my signature hereto.

GERALD W. TAMBURRO, Mayor

Date signed: _____