

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-11-2017- 026

**ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
ACCEPTING A DEED OF DEDICATION FROM
ENVER AHMED FOR A PORTION OF BLOCK 17, LOT 3.05**

WHEREAS, the Monroe Township Planning Board approved Application No. PB-1095-11, by Applegarth Developers, LLC (the “Applicant”), for final major subdivision approval on property located within the Township of Monroe (Section 1) on April 28, 2011, memorialized in Resolution adopted May 26, 2011; and

WHEREAS, the Monroe Township Planning Board approved Application No. PB-1109-11, by Applegarth Developers, LLC for final major subdivision approval on property located within the Township of Monroe (Section 2) on March 22, 2012, memorialized in Resolution adopted April 26, 2012; and

WHEREAS, both Resolutions require, as a condition of approval, that the Applicant obtain permission from the owner of Block 17, Lot 3.05 (the “Property Owner”), to install a sidewalk along the frontage of said property; and

WHEREAS, the Property Owner agreed to allow the installation of a sidewalk along the frontage of said lot, and the Applicant has installed the sidewalk; and

WHEREAS, the Property Owner further agreed to dedicate the land over which said sidewalk has been installed as a right of way to the Township; 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 right of way dedication; and

WHEREAS, the Township Engineer has reviewed the metes and bounds description and sketch attached to the Deed and has found same to be in conformity with the aforementioned Planning Board approvals and has recommended acceptance of the Deed; and

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

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Township of Monroe, in the 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 all documents which are reasonably necessary to accept the Deed conveying the right of way from the Property Owner to the Township.

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 All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.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 – November 8, 2017						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin			X			
Councilwoman Cohen			X			
Councilman Leibowitz	X		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 November 8, 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 December 4, 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 – December 4, 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: _____