

**MONROE TOWNSHIP, MIDDLESEX COUNTY**

**ORDINANCE NO.: O-9-2023-024**

**ORDINANCE AUTHORIZING THE TOWNSHIP OF MONROE  
TO ACQUIRE A RIGHT-OF-WAY DEDICATION OVER PROPERTY AT  
400 SPOTSWOOD-GRAVEL HILL ROAD  
KNOWN AS BLOCK 76, LOT 6.02 ON THE TOWNSHIP OF MONROE TAX MAP**

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**WHEREAS**, pursuant to N.J.S.A. 40A:12-5, the Township has the power to acquire any real property for a public purpose through a negotiated agreement process; and

**WHEREAS**, the Dixitkumar B. Patel and Jinal B. Patel (the “Grantors”) are the owners of that certain parcel of land identified on the Township of Monroe’s (the “Township”) Official Tax Map as Block 76, Lot 6.02 (hereinafter referred to as the “Property”); and

**WHEREAS**, the Township seeks to acquire an easement in perpetuity for the purpose of dedicating a right-of-way consisting of a portion of the property along the property’s frontage for road widening (the “Easement”); and

**WHEREAS**, the Grantor has executed a Deed of Right-of-Way Dedication providing the Township with a right-of-way easement in the property as described in the Deed of Right-of-Way Dedication appended hereto as Attachment A; and

**WHEREAS**, the Township Attorney and Township Engineer have reviewed the aforementioned Deed of Right-of-Way Dedication and agreed that it is in the best interests of the Township to acquire the right-of-way and accept a Deed of Right-of-Way Dedication in a form substantially similar to the form attached hereto as Attachment A, subject to the review of 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:

1. The Mayor and Clerk are hereby authorized to accept the Deed of Right-of-Way Dedication in substantially the form appended hereto as Attachment A, subject to the review of the Township Attorney, which sets forth the terms and conditions pertaining to the Right-of-Way dedication, and all documents necessary for the acceptance.
2. If any section or provision of this Ordinance shall be held to be invalid by any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance.
3. All ordinances or part of ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

**SO, ORDAINED** as aforesaid.

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MIRIAM COHEN, Council President

<b>RECORDED VOTE – INTRODUCTION – September 6, 2023</b>						
<b>COUNCIL</b>	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>Councilman Dipierro</b>					<b>X</b>	
<b>Councilman Markel</b>			<b>X</b>			
<b>Councilman Siegel</b>		<b>X</b>	<b>X</b>			
<b>Council V. President Van Dzura</b>	<b>X</b>		<b>X</b>			
<b>Council President Cohen</b>			<b>X</b>			

**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, 2023. 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, 2023 at 6:30 p.m. 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.

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PATRICIA REID, Township Clerk

<b>RECORDED VOTE – SECOND READING &amp; FINAL ADOPTION – October 2, 2023</b>						
<b>COUNCIL</b>	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>Councilman Dipierro</b>						
<b>Councilman Markel</b>						
<b>Councilman Siegel</b>						
<b>Council V. President Van Dzura</b>						
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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.

\_\_\_\_\_  
STEPHEN DALINA, Mayor

Date signed: \_\_\_\_\_

**ATTACHMENT A**  
(Deed of Right-of-Way Dedication)