

TOWNSHIP OF WATERFORD

ORDINANCE NO. 2017-21A

**ORDINANCE TO RELEASE,
VACATE AND EXTINGUISH ANY AND ALL PUBLIC RIGHTS
IN AND TO A PORTION OF ALMIRA AVENUE, IN THE TOWNSHIP
OF WATERFORD, COUNTY OF CAMDEN, STATE OF NEW JERSEY**

WHEREAS, the Mayor and Township Committee of the Township of Waterford are of the opinion that the public interest will best be served by abandoning, vacating, releasing and extinguishing any and all public rights which the Township may have in and to a portion of Almira Avenue as set forth below; and

WHEREAS, N.J.S.A. 40:67-1b provides that a municipality may vacate any public street, highway, land or alley or any part thereof; and

WHEREAS, N.J.S.A. 40:67-19 provides that whenever there shall have been a dedication of lands as a public place and the same has not been accepted and opened by the municipality, the municipality by Ordinance may release, relinquish the public right arising from said dedication; and

NOW, THEREFORE, be it ordained by the Mayor and Township Committee of the Township of Waterford, County of Camden, State of New Jersey, as follows:

Section 1. The public rights and interest of a portion of Almira Avenue more particularly described as follows is hereby vacated, abandoned and released:

SEE ATTACHED LEGAL DESCRIPTION WHICH IS INCORPORATED BY REFERENCE HEREIN

Section 2. The public rights, interest and obligations of the aforementioned property, more particularly described in Section 1 above, are hereby vacated, abandoned and released and the said public rights are released to the abutting property owners of the aforesaid street.

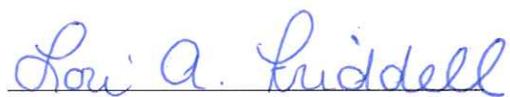
Section 3. The Township hereby expressly reserves and excepts from vacation all rights and privileges possessed by public utilities, as defined in N.J.S.A. 48:2-13, and by any cable television company, as defined in the “Cable Television Act,” P.L. 1972, c.186, (N.J.S.A. 48:5A-1 et. seq.).

Section 4. The rights and privileges of the Township of Waterford, and any and all fire companies authorized by the Township of Waterford to perform fire protection services in the municipality, to install, maintain, repair, and replace any existing fire hydrants; and the right and privilege to make use of said fire hydrants, and to have access to and ingress to and egress from said fire hydrants, are hereby expressly reserved and excepted from this vacation.

Section 5. The Township Committee hereby directs the Township Clerk to file a copy of this Ordinance, certified under the seal of the municipality to be a true copy of said Ordinance, together with a copy of the proof of publication, with the Clerk of Camden County pursuant to the provisions of N.J.S.A. 49:67-21.

Section 6. All Ordinances or parts of Ordinances which are inconsistent with the provisions hereof, are, to the extent of such inconsistencies, hereby repealed.

Section 7. This Ordinance shall take effect immediately upon adoption and publication as required by law.


LORI A. FRIDDELL, RMC/CMR
TOWNSHIP CLERK

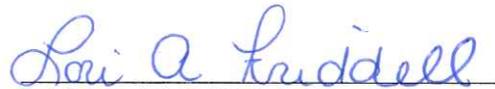

WILLIAM A. RICHARDSON, Jr.
MAYOR

Introduced: September 13, 2017
Hearing: October 11, 2017
Adopted: October 11, 2017

UPON INTRODUCTION ON 9-13-2017					
	CAMPBELL	FERGUSON	GIANGIULIO	SURA	RICHARDSON
YES	X	X	X	X	X
ABSTAIN					
NO					
ABSENT					
UPON ADOPTION ON 10-11-2017					
	CAMPBELL	FERGUSON	GIANGIULIO	SURA	RICHARDSON
YES	X	X	X	X	X
ABSTAIN					
NO					
ABSENT					

Certified to be a true copy of an Ordinance adopted by the Mayor and Township Committee of the Township of Waterford at a regular meeting held on October 11, 2017.

Dated: October 11, 2017


 LORI A. FRIDDELL, RMC/CMR
 TOWNSHIP CLERK

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815 East Gate Drive • Suite 103 • Mount Laurel • New Jersey • 08054-1208

Telephone (856) 235-7170 • Fax (856) 273-9239 • www.erinj.com

DESCRIPTION OF PARTIAL VACATION OF ALMIRA AVENUE:

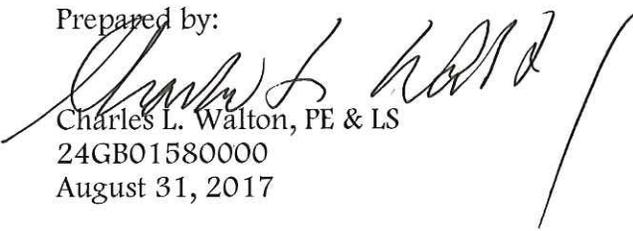
ALL that certain tract of land situate, lying and being in Waterford Township, Camden County, New Jersey more particularly described as follows:

BEGINNING at the present northwesterly corner of Lot 3 in Block 1405 as shown on the Official Tax Map of the Township of Waterford, said beginning point being North 61°08'20" East 388.29 feet from the northwesterly corner of Lot 1 in said Block 1405 at the corner of Third Street (60 feet wide) and Almira Avenue (70 feet wide) and from said Beginning Point running:

- 1 North 28°51'40" West 35.00 feet to the centerline of Almira Avenue; thence
2. Along the centerline of Almira Avenue, North 61°08'20" East 400.00 feet ; thence
3. Along the projected line dividing Lot 4 from adjoining Lot 5, South 28°51'40" East 35.00 feet to the common corner of said Lots 4 and 5; thence
4. Along Lots 4 and 3 South 61°08'20" West 400.00 feet to the point and place of beginning.

CONTAINING within said bounds 14,000 square feet or 0.321 Acres of land be the same more or less.

Prepared by:


Charles L. Walton, PE & LS
24GB01580000
August 31, 2017