

**TOWNSHIP OF WATERFORD
COUNTY OF CAMDEN
STATE OF NEW JERSEY**

ORDINANCE NO. 2020-13

**ORDINANCE TO RELEASE, VACATE AND EXTINGUISH ANY
AND ALL PUBLIC RIGHTS IN AND TO A LIMITED SECTION
OF AUBURN AVENUE**

WHEREAS, the Mayor and Township Committee of the Township of Waterford have determined that the public interest can best be served by abandoning, vacating, releasing and extinguishing any and all public rights which the Township may have in a portion of Auburn Avenue as set forth hereinbelow; 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

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 limited portion of Auburn Avenue, more particularly described as follows, is hereby vacated, abandoned and released to the adjoining property owner of Block 1602, Lots 1 and 10 on the Official Tax Map of the Township of Waterford:

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 owner 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.), to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, highway, lane, alley, square, place or park, or any part thereof, to be vacated, together with the right of ingress and egress over and upon the same in order to effectuate such purposes, which also includes a twelve inch (12”) stormwater line existing in the area being vacated. The Township further expressly reserves and excepts from the vacation any present or future rights and privileges it possesses for installing, maintaining, repairing and replacing utility or other necessary easements in the vacated area.

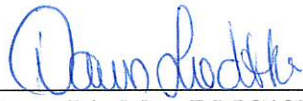
Section 4. The rights and privileges of the Township of Waterford, and any and all fire companies authorized by the Township of Waterford to perform fire protection services in the municipality, to install, maintain, repair, and replace any existing fire hydrants; and the right and privilege to make 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.

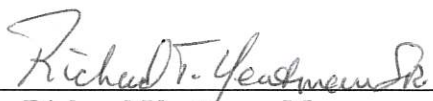
Section 5. The adjoining Property Owner shall amend its Deed to include the vacated property and acknowledge the reservation of rights in Sections 3 and 4 of this Ordinance.

Section 6. 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 7. All Ordinances or parts of Ordinances which are inconsistent with the provisions hereof, are, to the extent of such inconsistencies, hereby repealed.

Section 8. This Ordinance shall take effect immediately upon adoption and publication as required by law.


 Dawn Liedtka, RMC/CMR, Clerk


 Richard Yeatman, Mayor

Intro: November 10, 2020
 Public Hearing: December 9, 2020
 Adopted:

UPON INTRODUCTION ON 11-10-2020					
	HANNA	ROMOLINI	WADE	WILSON	YEATMAN
YES	X	X	X	X	X
ABSTAIN					
NO					
ABSENT					
UPON ADOPTION ON 12-9-2020					
	HANNA	R OMOLINI	WADE	WILSON	YEATMAN
YES	X	X	X	X	X
ABSTAIN					
NO					
ABSENT					

CERTIFICATION

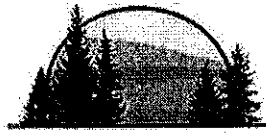
I, Dawn Liedtka, Clerk of the Township of Waterford, Camden County, New Jersey, do hereby certify the foregoing to be true and exact copy of the Ordinance which was finally adopted by the Mayor and Township Committee of the Township of Waterford at a Meeting held on ~~10th~~ ^{9th} day of December, 2020.


 Dawn Liedtka, RMC / CMR Clerk

Christopher J. Noll, PE, CME, PP
President & CEO

Barbara J Fegley, AICP, PP
Sec./Treas. & Sr. Vice President

William H. Kirchner, PE, CME, N-2
Vice President



**ENVIRONMENTAL
RESOLUTIONS, INC.**

Engineers • Planners • Scientists • Surveyors

Rakesh R. Darji, PE, PP, CME, CFM, Vice President
G. Jeffrey Hanson, PE, CME
Joseph R. Hirsch, PE, CME, CPWM
Joseph E. Orsino, CET
Marc H. Selover, LSRP, PE
Harry R. Fox, NICET III, CPFI
C. Jeremy Noll, PE, CME, CPWM
Benjamin R. Weller, PE, CME, CPWM, S-3, C-3

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

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

Deed Description

Auburn Avenue
28-foot wide ROW Vacation
Waterford Township
Resolution #2020-147
ERI Project 43131-00

Lands N/F Township of Waterford
October 6, 2020
Auburn Avenue
Township of Waterford
Camden County

ALL THAT CERTAIN tract or parcel of land located at 2345 Auburn Avenue in the Township of Waterford, County of Camden, State of New Jersey, bounded and described as follow;

BEGINNING at a point in the existing Northerly Right-of-Way line of Auburn Avenue (70 feet ROW) where it intersects the Easterly line of Block 1602, Lot 1, lands now or formerly of Clayton Mansfield, LLC, having New Jersey State Plane Grid Coordinates NJSPCS NAD 83 (2011) of N: 342686.9826, E: 386575.9216, said point being marked by set rebar with cap;

THENCE along said existing Northerly Right-of-Way, North 61 Degrees 14 Minutes 13 Seconds East, for a distance of 157.00 feet to a point corner in the Westerly Line of Block 1602, Lot 9, lands now or formerly of Robert R. Torres & Denise Palait;

THENCE passing over the Right-of-Way of Auburn Avenue (70 feet ROW), South 28 Degrees 45 Minutes 47 Seconds East, for a distance of 28.00 feet to a point corner in the said Right-of-Way;

THENCE along over the Right-of-Way of Auburn Avenue (70 feet ROW), South 61 Degrees 14 Minutes 13 Seconds West, for a distance of 157.00 feet to a point corner in the said Right-of-Way;

THENCE passing over the Right-of-Way of Auburn Avenue (70 feet ROW), North 28 Degrees 45 Minutes 47 Seconds West, for a distance of 28.00 feet to the **POINT AND PLACE OF BEGINNING**.

CONTAINING within said bounds 4,396 SF/ 0.101 Acres of land be the same more or less.

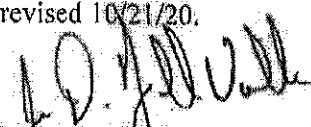
BEING SUBJECT TO any zoning ordinances, easements, covenants, buffers, restrictions, and or agreements of record.

Slacey Arcari, PE, CME, PTOE, PP
Timothy Kaluthokalani, LIA, PP
Anthony R. Lopez, PE, CFM
José Ruiz-del-Valle, PLS
Karen Hezmack, PE

Andrew J. Orsino, NICET III
John T. Potts, NICET III, W-2, T-2
Charles Sabatini, PE, CME, CPWM, PP
Edward E. Fox, III, AICP, PP

John L. Scott, Jr., PLS, NICET III
Rohan Tadas, CHMM, LSRP
Neil J. Werker, LIA, RIA
Kathryn Haywood, PE, CFM
Mathew Kenster, NICET III

Said description was taken from an exhibit plan entitled "ROW Vacation Exhibit, 2345 Auburn Ave. Waterford Township, Camden County, New Jersey", Prepared by Environmental Resolutions Inc file number 43131-00 dated 10/06/20 and revised 10/21/20.



José D. Ruiz-del-Valle, P.L.S.
NJ Professional Land Surveyor
License No. 24GS04336400

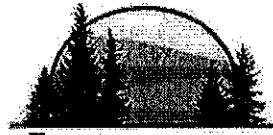
10/21/20
Date

K:\46000\46131-00 Auburn Avenue\Legal Description Lot 10.doc

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President & CEO

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BEGINNING at a point in the existing Northerly Right-of-Way line of Auburn Avenue (70 feet ROW) where it intersects the Westerly line of Block 1602, Lot 10, lands now or formerly of Margaret & Michael Ward, having New Jersey State Plane Grid Coordinates NJSPCS NAD 83 (2011) of N: 342686.9826, E: 386575.9216, said point being marked by set rebar with cap;

THENCE passing over said Right-of-Way, South 28 Degrees 45 Minutes 47 Seconds East, for a distance of 28.00 feet to a point corner in the Right-of-Way of Auburn Avenue (70 feet ROW);

THENCE along over said Right-of-Way, South 61 Degrees 14 Minutes 13 Seconds East, for a distance of 509.50 to a point corner in the Right-of-Way of Auburn Avenue (70 feet ROW);

THENCE passing over said Right-of-Way, North 28 Degrees 45 Minutes 47 Seconds West, for a distance of 28.00 feet to a point corner at the intersection with the existing Easterly line ROW of Fourth Street (60 feet Row) and the Northerly Right-of-Way line of Auburn Avenue (70 feet ROW);

THENCE along the existing Northerly Right-of-Way line of Auburn Avenue (70 feet ROW), North 61 Degrees 14 Minutes 13 Seconds East, for a distance of 509.50 feet to the **POINT AND PLACE OF BEGINNING**.

CONTAINING within said bounds 14,266 SF/ 0.328 Acres of land be the same more or less.

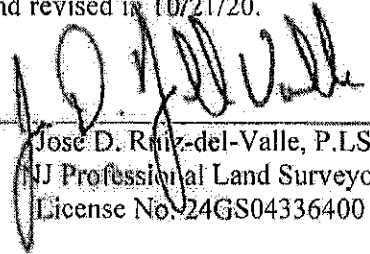
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Kathryn Haywood, PE, CFM
Mathew Kensler, NICET III

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Jose D. Ruiz-del-Valle, P.LS
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10/21/20

Date

K:\46000\46131-00 Auburn Avenue\Legal Description Lot 1.doc