

TOWNSHIP OF WATERFORD

ORDINANCE NO. 2021-2

**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 2806, Lot 3 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.

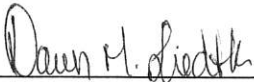
Section 4. The rights and privileges of the Township of Waterford, and any and all fire companies authorized by the Township of Waterford to perform fire protection services in the municipality, to install, maintain, repair, and replace any existing fire hydrants; and the right and privilege to make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


 Andrew Wade, Mayor

Intro: January 27, 2021
 Public Hearing: February 24, 2021
 Adopted: 2/24/2021

UPON INTRODUCTION ON January 27, 2021					
	GIANGIULIO	ROMOLINI	YEATMAN	WILSON	WADE
YES	X	X	X	X	X
ABSTAIN					
NO					
ABSENT					
UPON ADOPTION ON 2/24 -2021					
	GIANGIULIO	ROMOLINI	YEATMAN	WILSON	WADE
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 February 24, 2021.


 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

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G. Jeffrey Hanson, PE, CME
Joseph R. Hirsh, PE, CME, CPWM
Joseph P. Orsino, CET
Marc H. Selover, LSRP, PG
Harry R. Fox, NICET III, CPSI
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
20-foot wide ROW Vacation
Waterford Township
Resolution #2020-204
ERI Project 43131-01

Lands N/F Township of Waterford
December 10, 2020
Auburn Avenue
Township of Waterford
Camden County

ALL THAT CERTAIN tract or parcel of land located at 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) where it intersects the division line of Block 2806, Lot 4, lands now or formerly of Chad & Alicia Regn and Block 2806, Lot 3, lands now or formerly of Leonard F. & Dianne M. Costa having New Jersey State Plane Grid Coordinates NJSPCS NAD 83 (2011) of N: 343318.446, E: 387725.961, said point being marked by rebar with cap(V&I) found;

THENCE along said Right-of-Way, North 61 Degrees 15 Minutes 06 Seconds East, for a distance of 240.00 feet to a point corner in the intersection with the existing Westerly line Right-of-Way of Sixth Street (60 feet) and the Easterly line of Block 2806, Lot 3;

THENCE along the Westerly line Right-of-Way of Sixth Street (60 feet), South 28 Degrees 44 Minutes 54 Seconds East, for a distance of 20.00 feet to a point corner in the same;

THENCE passing over the existing Right-of-Way of Auburn Avenue (70 feet), South 61 Degrees 15 Minutes 06 Seconds West, for a distance of 240.00 feet to a point corner in the same;

THENCE continuing passing over the existing Right-of-Way of Auburn Avenue (70 feet), North 28 Degrees 44 Minutes 54 Seconds West, for a distance of 20.00 feet to the **POINT AND PLACE OF BEGINNING.**

CONTAINING within said bounds 4,800 SF/ 0.110 Acres of land be the same more or less.

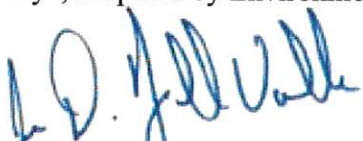
BEING SUBJECT TO any zoning ordinances, easements, covenants, buffers, restrictions, and or agreements of record.

Stacey Arcari, PE, CME, PTOE, PP
Timothy Kaluhiokalani, LLA, PP
Anthony R. Lopez, PE, CFM
José Ruiz-del-Valle, PLS
Karen Hermack, 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
Deanna B. Drumm, PE, PTOE

John L. Scott, Jr., PLS, NICET III
Rohan Tadas, CHMM, LSRP
Neil J. Werket, LLA, RLA
Kathryn Haywood, PE, CFM
Mathew Kensler, NICET III

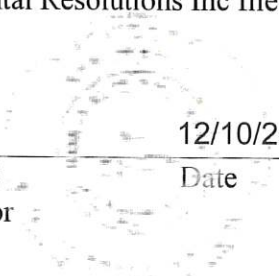
Said description was taken from an exhibit plan entitled "ROW Vacation Exhibit, Auburn Ave. Waterford Township, Camden County, New Jersey", Prepared by Environmental Resolutions Inc file number 43131-01 dated 12/10/20.



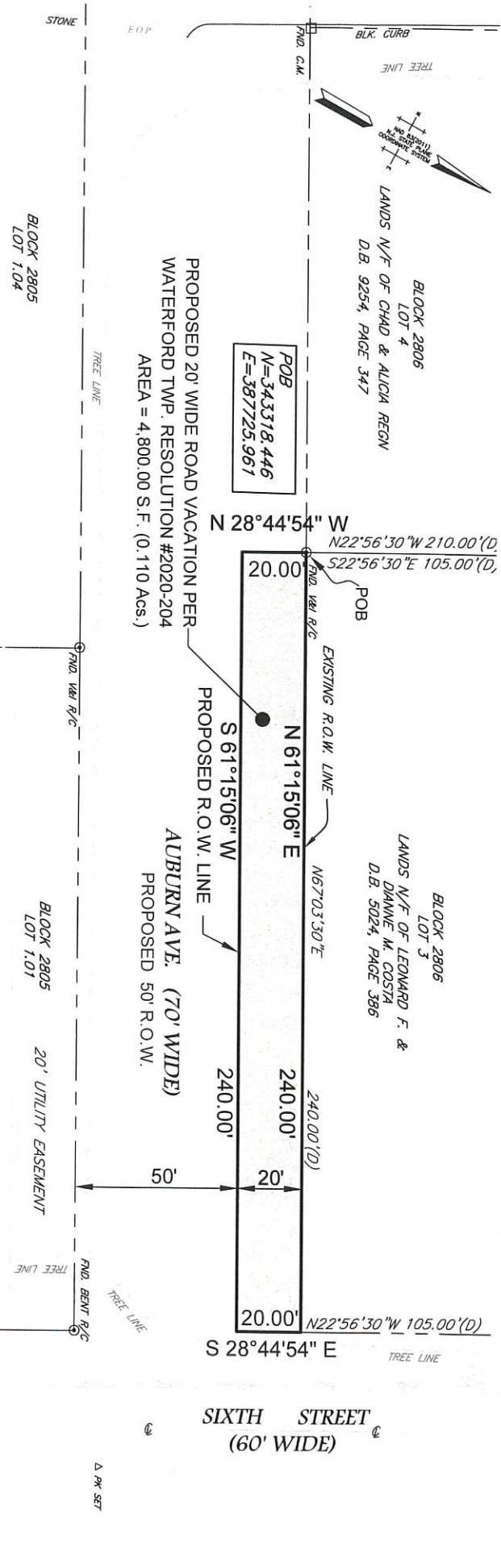
José D. Ruiz-del-Valle, P.L.S.
NJ Professional Land Surveyor
License No. 24GS04336400

12/10/20

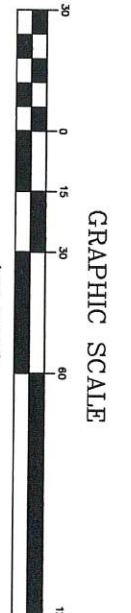
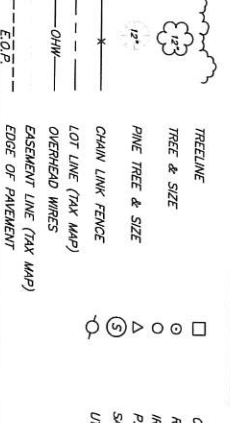
Date



K:\46000\46131-01\Costa Street Vacation\Legal Description Lot 3 12.10.20.doc



- GENERAL NOTES:**
- 1) DATUMS: HORIZONTAL DATUM IS NAD 83(2011) (NAD83) PER GPS OBSERVATIONS UTILIZING LEICA SMART NET VRS NETWORK.
 - 2) BLOCK AND LOT NUMBERS REFER TO THE OFFICIAL TAX MAPS OF WATERFORD TOWNSHIP, CAMDEN COUNTY, NEW JERSEY.
 - 3) PROPERTY LINES SCALED FROM TAX MAPS REFERENCE DB 5024, PG 386 & DB 9254, PG 347.
 - 4) THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT AND IS SUBJECT TO THE RESTRICTIONS, COVENANTS AND/OR EASEMENTS THAT MAY BE CONTAINED THEREIN. FOR THE PURPOSE OF EASEMENTS OF THIS SURVEY EXISTING EASEMENT OF RECORD WERE NOT RESEARCHED.
 - 5) THIS PLAN IS DRAWN TO SCALE. HOWEVER STRETCHING MAY OCCUR DURING REPRODUCTION.
 - 6) THE CONDITIONS SHOWN ON THIS PLAN ARE BASED ON THE FIELD WORK PERFORMED BY ERI IN NOVEMBER 20, 2020.
 - 7) SYMBOLS ARE FOR ILLUSTRATING PURPOSE ONLY. THEY ARE NOT NECESSARILY OF THE SAME TYPE AND OR SIZE OF THE OBJECT WHICH THEY REPRESENT.



I HEREBY CERTIFY THAT THIS SURVEY AND PLAN WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS STATE OF NEW JERSEY.

Rose D. Ruiz del Valle
 Rose D. Ruiz del Valle
 NJ Professional Land Surveyor
 License # 2465043356400
 12/10/20

ENVIRONMENTAL RESOLUTIONS, INC.

Engineers • Planners • Scientists • Surveyors

815 East Gate Drive - Suite 103
 Mount Laurel, New Jersey 08054-3415
 Tel. 856-235-7170 Fax 856-273-9239

NO.		DATE		REVISIONS		REVISED BY	
<p>R.O.W. VACATION EXHIBIT</p> <p>BLOCK 2806, LOT 3 AUBURN AVE. WATERFORD TOWNSHIP CAMDEN COUNTY, NEW JERSEY</p>							
SCALE:	1"=30'	DATE:	12/10/20	CHECKED BY:	JDR	CAD FILE LOCATION:	K:\46131\46131-01_COSTA_STREET_VACATION.DWG
DATE:	12/10/20	SURVEY DATE:	11/20/20	DRAWN BY:	JDR	CERTIFICATE OF AUTHORIZATION NUMBER:	246A27974500
FIELD BOOK:	AT00	FIELD CREW:	NA	PROJECT NO.:	46131 01	SHEET NO.:	1 OF 1