

**TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY**

ORDINANCE #18-12

**AN ORDINANCE AUTHORIZING THE VACATION OF A PORTION
OF THE FORMER PENNSYLVANIA AVENUE IN THE TOWNSHIP
OF RARITAN WHICH ABUTS LOT 100, BLOCK 27, LOTS 100 AND
42, BLOCK 27.02 AND LOT 21, BLOCK 36.02**

WHEREAS, there exists a Portion of the Former Pennsylvania Avenue Roadway in the Township of Raritan which abuts Lot 100, Block 27, Lots 100 and 42, Block 27.02 and Lot 21, Block 36.02, as shown on the Township of Raritan Tax Map (hereafter "Portion of the Former Pennsylvania Avenue Roadway"); and

WHEREAS, the Portion of the Former Pennsylvania Avenue Roadway is described in detail by a metes and bounds description entitled "Right-Of-Way Vacation Description" attached hereto as Exhibit "A" and consists of approximately 0.284 acres; and

WHEREAS, because the Portion of the Former Pennsylvania Avenue Roadway is not needed for street purposes, the Township Committee has decided to vacate same with certain conditions.

NOW, THEREFORE, BE IT ORDAINED, that the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, does hereby ordain the following:

1. The Portion of the Former Pennsylvania Avenue Roadway is not needed for street purposes and the public interest will be better served by the release of the declared lands.
2. The rights of the public and the Township of Raritan in and to the Portion of the Former Pennsylvania Avenue Roadway are hereby released, extinguished and vacated.
3. Expressly reserved and excepted from this vacation Ordinance are all rights and privileges heretofore possessed by public utilities as defined in N.J.S.A. 48:2-13, any cable television company as defined in the "Cable Television Act," N.J.S.A. 48:5-1 et seq., and with the Township expressly reserving a utility easement through the vacated area. This utility easement includes, but is not limited to water, sewer, cable, telephone, gas and electric.
4. Subject to the reservations in this Ordinance, the Land being vacated shall accrue and revert back to Lot 100, Block 27, Lots 100 and 42, Block 27.02 and Lot 21, Block 36.02, as shown on the Township of Raritan Tax Map.
5. At least seven (7) days prior to the time fixed for the consideration of this Ordinance for final passage, a copy of this ordinance, together with a notice of its introduction and the time and place when and where the Ordinance will be further considered for final passage, shall be mailed to every person whose land may be affected by this Ordinance so far as

may be ascertained. Said notices shall be mailed by the Township Clerk in accordance with the provisions of N.J.S.A. 40:49-6 and published at least ten (10) days prior to the public hearing.

6. The Township clerk shall, within sixty (60) days of the effective date of this Ordinance, file a copy of this ordinance certified by her under the seal of the Township, to be a true copy thereof, together with the proof of publication thereof, in the office of the clerk of the County of Hunterdon, in accordance with the provisions of N.J.S.A. 40:67-21.
7. If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.
8. This Ordinance shall become effective upon final passage and publication according to law.

Date Adopted: April 3, 2018

ATTEST:



Lisa Fania
Township Clerk

**TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF RARITAN**



Michael Mangin
Mayor