

**Township of Lawrence
County of Mercer**

Ordinance No. 2093- 11

**AN ORDINANCE TO VACATE, RELEASE AND EXTINGUISH ANY AND
ALL DEDICATION OF PUBLIC RIGHTS IN OR TO CERTAIN PORTIONS
OF PIEDMONT AVENUE IN THE TOWNSHIP OF LAWRENCE,
COUNTY OF MERCER, STATE OF NEW JERSEY**

WHEREAS, there exists certain tax map pages number 23.02 & 23.04, whereon is shown a paper street named Piedmont Avenue; and

WHEREAS, the Township has received a request to vacate this right-of-way; and

WHEREAS, the Township notified all abutting property owners of the intention of said vacation; and

WHEREAS, the Township Engineer notified all utility companies and Township departments of the intention of said vacation and received no comments; and

WHEREAS, the Township, pursuant to N.J.S.A. 40:67-1(b), expressly reserves and excepts from vacation all rights and privileges which may be possessed by a public utility or any cable television company in the right-of-way to be vacated; and

WHEREAS, the Township Council of the Township of Lawrence has determined that the public interest will be best served by vacating this portion of said roadway releasing and extinguishing the public rights in and to such vacation; and

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that:

- I. Any and all public rights be and the same are hereby vacated, released and extinguished in all portions of Piedmont Avenue, particularly described in Section II and III of this Ordinance, subject to the reservation of a 15' wide pedestrian access easement along the northern property line of the portions to be conveyed to Lot 1.01 and Lot 28.**
- II. The tract of land to be conveyed to Lot 1.01 in Block 2315 is more particularly described in "Description of a portion of Piedmont Avenue to be vacated and conveyed to Lot 1.01 in Block 2315 to create New Tax Lot 1.01.1 in Lawrence Township, Mercer County, New Jersey". Description prepared by Van Cleef Engineering Associates, Daniel A. Nagy, PLS, #27513, dated November 29, 2010, revision dated April 19, 2011 and attached hereto as Schedule "A".**

- iii. **The tract of land to be conveyed to Lot 28 in Block 2315 is more particularly described in "Description of a portion of Piedmont Avenue to be vacated and conveyed to Lot 28 in Block 2315 to create New Tax Lot 28.01 in Lawrence Township, Mercer County, New Jersey". Description prepared by Van Cleef Engineering Associates, Daniel A. Nagy, PLS, #27513, dated November 29, 2010, revision dated April 19, 2011 and attached hereto as Schedule "B".**

Repealer

All ordinances or parts of same inconsistent with any of the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Severability

If any section, paragraph, sentence, clause or phrase of this ordinance shall be declared invalid for any reason, the remaining portions of this ordinance shall not be affected thereby and shall remain in full force and effect.

Notification

Immediately upon adoption of this ordinance, the Municipal Clerk shall file a copy of this ordinance with the Mercer County Clerk as required by law.

Effective Date

This ordinance shall take effect twenty (20) days after final adoption thereof.

Adopted: May 17, 2011

RECORD OF VOTE

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock	X					X	
Mr. Kownacki	X						
Ms. Mount	X						
Mr. Powers	X						X
Mayor Puliti	X						

