

Egg Harbor Township

Ordinance No. 20

2017

An ordinance to vacate portions of several streets located in the Township of Egg Harbor, County of Atlantic and State of New Jersey as shown on various sheets of the Township Tax Map

BE IT ORDAINED, by the Township Committee for the Township of Egg Harbor, County of Atlantic and State of New Jersey that:

SECTION 1: Portions of the streets, and all rights-of-ways thereto except those specifically excluded as set forth on Exhibit A, be and the same are hereby vacated and all public rights therein are extinguished, as shown on the respective sheets of the Township of Egg Harbor's Tax Map.

SECTION 2: The public rights arising from any dedication of the portion of the said streets listed on the attached Exhibit A and indicated on maps filed in the Office of the Township Clerk and described on the attached exhibit, so vacated as aforesaid, be and the same are hereby released and extinguished.

SECTION 3: By virtue of N.J.S.A. 40:67-1, as amended, vacation of any street, highway, lane, alley, square, place or park, et cetera, as defined in N.J.S.A. 40:67-1, shall be subject to the express reservation and exception from the vacation of all rights and privileges possessed by public utilities, as defined in N.J.S.A. 40:2-13 and by any cable television company as defined in the "Cable Television Act," P.L. 1972, c. 186, (C. 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 pursuant to this Ordinance.

SECTION 4: The Township Clerk shall immediately, upon final passage and publication of this Ordinance, make and file in the Office of the Clerk of the County of Atlantic a copy of this Ordinance, together with a copy of the proof of publication thereof, duly certified by her, under the corporate seal of the Township of Egg Harbor, for recording as required by law.

SECTION 5: All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are, to the extent of such inconsistency, hereby repealed.

SECTION 6: Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 7: This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF

ATLANTIC, NEW JERSEY, HELD APRIL 19, 2017 AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE TOWNSHIP HALL, IN SAID TOWNSHIP ON MAY 31, 2017.

Dated: April 19, 2017

Eileen M. Tedesco, RMC
Township Clerk

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Exhibit A

Street Name	Tax Map Sheet	Area To Be Vacated
Amsterdam Avenue	59	Bank Avenue to Mathias Avenue
Arline Avenue	28	Pennington Avenue westerly to terminus
Arline Avenue	28	Leo Avenue to Bernard Avenue
Arline Avenue	28	Bernard Avenue to Mark Avenue
Arline Avenue	28	Mark Avenue to McKee Avenue
Bank Avenue	59	Collienne Avenue to Dutch Avenue
Big Kitty Road	25	Ridge Avenue easterly to terminus
Bligh Avenue	44	Pine Avenue westerly to terminus
Carolina Avenue	27	Minnesota Avenue to Teaberry Avenue
Clover Terrace	49	Betsy Scull Road westerly to terminus
Coomer Road	18	Jefferson Avenue southerly to terminus
DeCarlo Avenue	33	Aaron Alley to Frances Drive
DeCarlo Avenue	33 & 34	Verona Drive to Dogwood Avenue
Ernie Avenue	44	Pine Avenue westerly to terminus
Evans Street	8	Plum Street to Wisteria Street
Flanagan Avenue	4	West Atlantic Ave westerly to terminus
Holland Avenue	59	Bank Avenue to Mathias Avenue
Leroy Avenue	24	Liberty Avenue southerly to terminus
Liberty Avenue	24	Wintergreen Avenue easterly to terminus
Mansfield Avenue	3	Tilton Road to Atlantic City Expressway
Minnesota Avenue	27	Sycamore Avenue to English Creek Avenue
Myrtle Avenue	3	Tilton Road to Atlantic City Expressway
Oaklahoma Avenue	27	Minnesota Avenue to Teaberry Avenue
Pear Street	8	Fire Road easterly to terminus
Pear Street	8	Saw Mill Road northerly to terminus
Second Avenue	24	Wintergreen Avenue easterly to terminus
Station Avenue	9	Doughty Road westerly to terminus
Twelfth Avenue	79	Pine Avenue northerly to terminus