

ORDINANCE NO. 2016-11

AN ORDINANCE OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY AUTHORIZING PURCHASE OF A PORTION OF BLOCK 2, LOT 44.03 FOR THE WIDENING OF BELVIDERE ROAD AND TRANSFER TO WARREN COUNTY UPON COMPLETION OF CONSTRUCTION.

WHEREAS, the Township of Lopatcong, the Town of Phillipsburg and the Phillipsburg School District are working together to re-design the intersection of Belvidere Road and Roseberry Street in order to install a traffic signal and turning lanes for the new Phillipsburg High School; and

WHEREAS, the design of the new intersection requires the widening of Belvidere Road; and

WHEREAS, the Township of Lopatcong must acquire 1,686 sq. feet of land from the owner of Block 2, Lot 44.03 (Marble Hill Realty, LLC) in order to widen Belvidere Road; and

WHEREAS, the Township must also acquire a temporary construction easement from the owners of Block 2, Lot 44.03, Block 2, 44.04, Block 2, Lot 44.05 and Block 27, Lot 3; and

WHEREAS, the Township of Lopatcong obtained appraisals for the purchase of land and easements; and

WHEREAS, the Township of Lopatcong has negotiated the purchase of the land, as well as, the temporary construction easements with the owner(s) of each property.

WHEREAS, upon completion of the construction of the intersection, the newly acquired land from Block 2, Lot 44.03 will be located under Belvidere Road, a county road; and

WHEREAS, the Township will transfer this land to the County of Warren upon completion of the construction project.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Township of Lopatcong, County of Warren, State of New Jersey, that:

Section 1

{00496969-1}

1. The Township shall purchase the following:
 - a. A 1,686 sq. ft portion of Block 2, Lot 44.03 (fee simple) and a 693 sq. ft temporary construction easements from Marble Hill Realty, LLC for \$5,000.
 - b. A 1,647 sq. ft temporary construction easement over Block 2, Lot 44.04 from Thomas and Joanne Riddle for \$200.
 - c. A 1,141 sq. ft. temporary construction easement over Block 2, Lot 44.05 from Joanne Riddle for \$135.
 - d. A 257 sq. ft. temporary construction easement over Block 27, Lot 3 from Robert Wyker for \$1,040.
2. The Mayor and Township Clerk are authorized to execute any and all documents necessary for these purchases and to transfer title of Block 2, Lot 44.03 to the County of Warren upon completion of the construction of the intersection.

Section 2.

Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Section 3:

Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 4:

Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Township Council of the Township of Lopatcong held on April 6, 2016, at 7:00 PM and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on April 27, 2016, at 7:00 PM, or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Beth Dilts, CMC