

AN ORDINANCE AUTHORIZING A PERMANENT EASEMENT OVER A PORTION OF THE PROPERTY KNOWN AS THE PSE&G 14TH STREET SUBSTATION, 1100 14TH STREET, NORTH BRUNSWICK, NEW JERSEY, ALSO KNOWN AS BLOCK 91, LOT 3 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF NORTH BRUNSWICK, MIDDLESEX COUNTY, STATE OF NEW JERSEY

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Township of North Brunswick is authorized to adopt an Ordinance for the preservation of public health, safety and welfare; and

WHEREAS, pursuant to N.J.S.A. 40A:12-5, the Township of North Brunswick has the power to acquire any real property or property interests for a public purpose through negotiated agreement; and

WHEREAS, the Township of North Brunswick has determined that it would serve a public purpose for it to acquire a five-foot (5') wide permanent easement comprising approximately 1,293 square feet (1,293 SF), over, upon, through, under and across a portion of the property known as the Public Service Electric & Gas (PSE&G) Substation, 1100 14th Street, North Brunswick, New Jersey, also known as Block 91, Lot 3 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey, (the "Easement") for a concrete storm water drainage pipe, as further described on a legal description entitled "Description of Proposed Permanent Easement from Public Service Electric and Gas Company to the Township of North Brunswick, Middlesex County, New Jersey," prepared by Shehzad C. Khan, P.L.S., NJ Professional Land Surveyor No. GS43324 and dated October 6, 2021, attached hereto and made a part hereof, and a map entitled, "Easement Exhibit, PSE&G, 14th Street Substation, Block 91, Lot 3, 1100 14th Street, Township of North Brunswick, Middlesex County, N.J.", Prepared by PSEG Services Corporation, Surveys and Mapping, Newark NJ, Dated October 6, 2021, with no revisions, attached hereto and made a part hereof, in order to preserve the health, safety and welfare of the citizens of the Township of North Brunswick; and

WHEREAS, the owners of the property comprising the Easement have agreed to grant and convey said Easement to the Township of North Brunswick for minimal compensation therefor.

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey that the acquisition of a permanent easement over, upon, through, under and across a portion of the property known as 1100 14th Street, North Brunswick, New Jersey, also known as Block 91, Lot 3 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey, be and is hereby authorized and approved; and

BE IT FURTHER ORDAINED, that the Mayor and Clerk are hereby authorized to execute and witness, respectively, the Deed of Easement granting such permanent easement, a copy of which is attached hereto, or any other documents necessary to effectuate the acquisition of such permanent easement; and

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, This Ordinance shall take effect upon passage and publication in accordance with applicable law.

TITLE

This Ordinance shall be known and may be cited as the Ordinance Acquiring a Permanent Easement over a portion of 1100 14TH Street, North Brunswick, New Jersey, also known as Block 91, Lot 3 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey.

Michael C. Hritz
Director of Community Development

Justine Progebin
Business Administrator

Ronald Gordon, Esq.
Township Attorney (Approved legal form)

RECORDED VOTE FIRST READING

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
MEHTA				
LOPEZ				
GUADAGNINO				
ANDREWS				
DAVID				
SOCIO				
MAYOR WOMACK				

RECORDED VOTE SECOND READING

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
MEHTA				
LOPEZ				
GUADAGNINO				
ANDREWS				
DAVID				
SOCIO				
MAYOR WOMACK				

CERTIFICATION

I, Lisa Russo, Clerk of the Township of North Brunswick, do hereby certify that the above is a true copy of a resolution adopted at a regular meeting of the Township Council of the Township of North Brunswick held on November 15, 2021.

Lisa Russo, Township Clerk

EFFECTIVE DATE

This Ordinance shall take effect upon passage and publication in accordance with applicable law.

- APPROVED
- REJECTED

Francis Womack, Mayor
Township of North Brunswick

Date