

**AN ORDINANCE GRANTING AND CONVEYING TEMPORARY AND PERMANENT  
SANITARY SEWER UTILITY EASEMENTS TO SOUTH BRUNSWICK TOWNSHIP  
OVER A PORTION OF PROPERTIES ADJACENT TO FARRINGTON LAKE  
ALSO KNOWN AS BLOCK 262, LOTS 102.01 AND 103.01  
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 grant and convey 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 grant and convey two (2) temporary sanitary sewer utility construction easements and one (1) permanent sanitary sewer utility easement in support of the South Brunswick Township Edly's Lane Sanitary Sewer Improvement Project; and

**WHEREAS**, this project includes a temporary construction easement comprising approximately 6,521 square feet (6,521 SF) and 0.1497 acres of land over, upon, through, under and across a portion of the property known as Block 262, Lot 103.01 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey, (the "Easements"); and

**WHEREAS**, this project includes a temporary construction easement comprising approximately 34,245 square feet (34,245 SF) and 0.7862 acres of land over, upon, through, under and across a portion of the property known as Block 262, Lot 102.01 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey, (the "Easements"); and

**WHEREAS**, this project includes a permanent sanitary sewer construction easement comprising approximately 1,883 square feet (1,883 SF) and 0.0432 acres of land over, upon, through, under and across a portion of the property known as Block 262, Lot 102.01 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey, (the "Easements"); and

**WHEREAS**, the Easements are further described on legal descriptions entitled "Parcel TCE 103.01 A Temporary Construction Easement In Block 262, Lot 103.01 Located in the Township of North Brunswick, Middlesex County, New Jersey" and "Parcel TCE 102.01 and PE 102.01 In Block 262, Lot 102.01 Located in the Township of North Brunswick, County of Middlesex, State of New Jersey" prepared by Richard A. Alaimo Associates and dated December 13, 2022, with no revisions, attached hereto and made a part hereof as Exhibit 'A', and as depicted on a map entitled "24" Force Main Rehabilitation – Phase 3" prepared by James R. Datz, a New Jersey Professional Land Surveyor, dated, December 2022, both in order to preserve the health, safety and welfare of the citizens of the Township of North Brunswick; and

**WHEREAS**, the Township of North Brunswick has agreed to grant and convey said Easements to South Brunswick Township for nominal 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 grants and conveys both temporary construction easements and permanent sanitary sewer easements over, upon, through, under and across a portion of the properties known as Block 262, Lots 102.01 and 103.01 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey, for minimal compensation, 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 Deeds of Easement granting such temporary and permanent easements, or any other documents necessary to effectuate the acquisition of such easements; 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 Granting and Conveying Sanitary Sewer Utility Easements over a portion Block 262, Lots 102.01 and 103.01 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey.

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Michael C. Hritz  
Director of Community Development

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Justine Progebin  
Business Administrator

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Ronald H. Gordon, Township Attorney  
(Approved as to legal form)

**RECORDED VOTE FIRST READING – FEBRUARY 6, 2023**

<b>COUNCIL MEMBER</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>NOTES</b>
HUTCHINSON				
GUADAGNINO				
ANDREWS				
DAVIS				
SOCIO				
MEHTA				
MAYOR WOMACK				

**RECORDED VOTE SECOND READING – FEBRUARY 21, 2023**

<b>COUNCIL MEMBER</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>NOTES</b>
HUTCHINSON				
GUADAGNINO				
ANDREWS				
DAVIS				
SOCIO				
MEHTA				
MAYOR WOMACK				

**CERTIFICATION**

I hereby certify that the above Ordinance was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on February 21, 2023.

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Lisa Russo, Township Clerk

**EFFECTIVE DATE**

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

- APPROVED
- REJECTED

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Francis M. Womack III, Mayor  
Township of North Brunswick

Date signed: \_\_\_\_\_, 2023