

TOWNSHIP OF MAPLE SHADE

Ordinance 2020-12

AN ORDINANCE AUTHORIZING ACQUISITION OF 320 SQUARE-FOOT ACCESS UTILITY EASEMENT OVER BLOCK 189.01, LOT 5 FROM COLE ML MAPLE SHADE NJ, LLC T/A SPIRIT REALTY

WHEREAS, the Township Utility Engineer determined that an easement is necessary for access to the Lenola Pump Station; and

WHEREAS, in order to provide the necessary access, the Township must acquire a 320 square-foot access utility easement over Block 189.01, Lot 5 from the current property owner; and

WHEREAS, the easement proposed to be acquired under this ordinance is identified on the plan attached hereto as Exhibit A and made a part hereof entitled “Proposed Access Utility Easement-Rotary Way, Block 189.01, Lot 5” prepared by Charles E. Adamson, Professional Land Surveyor, Remington & Vernick Engineers and dated January 24, 2020. A metes and bounds description of the access utility easement is on file in the Township Clerk’s office; and

WHEREAS, the owner of Block 189.01, Lot 5 has consented to the proposed acquisition of the access utility easement for consideration in the amount of \$1000; and

WHEREAS, the Township Council has determined that it is in the public interest to secure such easement for the operation of the Township utility.

NOW THEREFORE, BE IT ORDAINED by the Township Council of the Township of Maple Shade as follows:

Section 1. Pursuant to the provisions of N.J.S.A. 40A:12-4 and any other applicable law, the Township Council hereby authorizes the acquisition of the 320 square-foot access utility easement from the owner of Block 189.01, Lot 5 as appears on the map attached hereto as Exhibit A and in the metes and bounds description on file with the Township Clerk’s office, in consideration of \$1000 and the mutual benefits and obligations of the parties.

Section 2. The Mayor, Township Clerk and Township Attorney, as applicable, are authorized to prepare the appropriate deed to acquire the 320 square -foot easement and execute any written agreement or other documentation necessary for the acquisition of the easement.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. If any section, subsection, paragraph, subsection or provision of this Ordinance shall be held to be invalid or unconstitutional, such decision shall not affect the remaining portions of this Ordinance.

Section 5. This Ordinance shall take effect immediately upon final adoption and publication according to law.

CERTIFICATION

I hereby certify the foregoing to be a true copy of an Ordinance adopted by the Maple Shade Township Council at a meeting held on August 27, 2020.

 Andrea T. McVeigh, Township Clerk

INTRODUCTION

DATE: August 27, 2020

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Manchello			x			
Nunes		x	x			
Wiest			x			
Volpe						x

ADOPT

DATE: September 10, 2020

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Manchello			x			
Nunes			x			
Wiest		x	x			
Volpe			x			