

**BORDENTOWN TOWNSHIP  
ORDINANCE NO. 2014-24**

**VACATING PORTION  
OF WOODLAND AVENUE**

**WHEREAS**, the Bordentown Township Planning Board (“Planning Board”) previously adopted Resolution No. PB-2010-04 approving Preliminary and Final Major Site Plan involving Block 63, Lots 1, 2 and 39 and Block 64, Lot 3, at 195 Route 130 on the Tax Map of the Township of Bordentown; and

**WHEREAS**, said Resolution required compliance with a number of conditions, including, at Page 8, Par. 7.K the vacation of a portion of Woodland Avenue in accord with the approved plans; and

**WHEREAS**, the Township previously adopted Ordinance No. 2010-10 to effectuate this vacation, but the vacation was never filed with the County Clerk’s Office and as such the Township desires to ensure validity and proper filing of the vacation by enacting this Ordinance anew; and

**WHEREAS**, the Township Committee of the Township of Bordentown (“Township”) desires to vacate a portion of Woodland Avenue in accord with the conditions of the Planning Board approval toward the rear of Woodland Avenue leading toward Thorntown Lane.

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Committee of the Township of Bordentown as follows:

Section 1. The Township of Bordentown hereby vacates a portion of Woodland Avenue as indicated on the Existing Conditions and Demolition Plan prepared by Daniel W. Caruso, P.E., last revised March 8, 2013 and on file with the office of Community Development, also shown on the attached excerpt of Sheet 13 of the official Tax Maps of the Township of Bordentown, and further described as:

A portion of Woodland Avenue beginning at the northwest corner of Block 64, Lot 3 and extending eastward to Block 63, Lot 40, and connecting to Thorntown Lane.

Section 2. This Ordinance shall take effect upon passage and notice in accordance with the law. Any public improvements such as sewer or water lines underlying the street or right of way area being vacated by this Ordinance, if any, are reserved out and subject to an easement for continued right of access for maintenance, improvement and/or repair.

Section 3. Repealer. Any Ordinances inconsistent with this ordinance are hereby repealed to the extent of its inconsistency.

Section 4. Severability. If any provision of this Ordinance is deemed unlawful by a Court is found to be contrary to law by a court of competent jurisdiction, such provision shall be of no force or effect; but the remainder of this Agreement shall continue in full force and effect.

Section 5. Effective date. This Ordinance shall take effect upon proper passage in accordance with the law.

Section 6. Filing. This Ordinance shall be filed with the County Clerk within 60 days of passage in accord with the law.

INTRODUCED: AUGUST 7, 2014  
ADOPTED: AUGUST 25, 2014