

**TOWNSHIP OF WARREN
ORDINANCE NO. 18-23**

**AN ORDINANCE AUTHORIZING THE VACATION OF AN
UNIMPROVED RIGHT-OF-WAY WHICH ABUTS LOT 1.11 AND LOT
1.12 OF BLOCK 48 AS SHOWN ON THE WARREN TOWNSHIP TAX
MAP**

WHEREAS, there exists a fifty (50) foot wide unimproved right-of-way within the Township of Warren which abuts Lot 1.11 and Lot 1.12, Block 48, as shown on the Township of Warren Tax Map (hereafter “Unimproved Right-of-Way”); and

WHEREAS, the Unimproved Right-of-Way is described in detail by a metes and bounds description attached hereto as Exhibit “A” and consists of approximately 0.36 acres; and

WHEREAS, because the Unimproved Right-of-Way is not needed for street purposes, the Township Committee has decided to vacate same with certain conditions.

NOW, THEREFORE, BE IT ORDAINED, that the Township Committee of the Township of Warren, County of Somerset, State of New Jersey, does hereby ordain the following:

1. The Unimproved Right-of-Way is not needed for street purposes and the public interest will be better served by the release of the declared lands.
2. The rights of the public and the Township of Warren in and to the Unimproved Right-of-Way are hereby released, extinguished and vacated.
3. Expressly reserved and excepted from this vacation Ordinance are all rights and privileges heretofore possessed by public utilities as defined in N.J.S.A. 48:2-13, any cable television company as defined in the “Cable Television Act,” N.J.S.A. 48:5-1 et seq., and with the Township expressly reserving a utility easement through the vacated area. This utility easement includes, but is not limited to water, sewer, cable, telephone, gas and electric.
4. Subject to the reservations in this Ordinance, the area within the Unimproved Right-of-Way as set forth in Exhibit “A” shall revert and accrue back to Lots 1.11 & 1.12 of Block 48, as shown on the Township of Warren Tax Map.
5. Said reversion and accrual shall leave Lot 1.11 of Block 48, as shown on the Township of Warren Tax Map, with the dimensions as set forth in the metes and bounds description attached hereto as Exhibit “B.”
6. Said reversion and accrual shall leave Lot 1.12 of Block 48, as shown on the Township of Warren Tax Map, with the dimensions as set forth in the metes and bounds description attached hereto as Exhibit “C.”
7. At least seven (7) days prior to the time fixed for the consideration of this Ordinance for final passage, a copy of this ordinance, together with a notice of its introduction and the

time and place when and where the Ordinance will be further considered for final passage, shall be mailed to every person whose land may be affected by this Ordinance so far as may be ascertained. Said notices shall be mailed by the Township Clerk in accordance with the provisions of N.J.S.A. 40:49-6 and published at least ten (10) days prior to the public hearing.

8. The Township clerk shall, within sixty (60) days of the effective date of this Ordinance, file a copy of this ordinance certified by her under the seal of the Township, to be a true copy thereof, together with the proof of publication thereof, in the office of the clerk of the County of Somerset, in accordance with the provisions of N.J.S.A. 40:67-21.
9. If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.
10. This Ordinance shall become effective upon final passage and publication according to law.

INTRODUCED: September 13, 2018

ADOPTED: October 18, 2018

EFFECTIVE: October 25, 2018

Exhibit “A”

Metes and Bounds Description for the 50' Reserved R.O.W.
Between Lots 1.11 & 1.12 Block 48

Beginning at a point in the easterly side line of Wilderness Trail 50 foot wide, distant 508.78 feet southerly of the intersection with the southerly side line of Red Hill Road, where both lines intersect.

1. Along a curve to the left having a radius of 962.29 feet, an arc distance of 158.39 feet a chord distance of 102.68 feet with a chord bearing of S.26°-54'-23"W. to a point of curve.
2. Along a curve to the right having a radius of 25.00 feet, an arc distance of 40.60 feet a chord distance of 36.29 feet with a chord bearing of N.70°-24'-40"E.
3. S. 63°-03'-35"E. a distance of 293.40 feet to a point.
4. N.07°-10'-17"E. a distance of 53.13 feet to a point.
5. N.63°-03'-35"W. a distance of 275.49 feet to a point.
6. Along a curve to the right having a radius of 25.00 feet, an arc distance of 40.60 feet, a chord distance of 36.29 feet with a chord bearing of N.16°-31'-52"W. to the point and place of beginning.

Containing: 15,833.51± Square Feet – 0.36± Acres

Exhibit “B”

Metes and Bounds Description for New Lot 1.11 – Block 48

Beginning at a point in the easterly side line of Wilderness Trail 50 foot wide, distant 560.14 feet southerly of the intersection with the southerly side line of Red Hill Road, where both lines intersect.

1. Along the side line of Wilderness Trail on a curve to the left having a radius of 962.29 feet, an arc distance of 188.69 feet, a chord distance of 188.39 feet, with a chord bearing of S.21°-19'-21"W. to a point.
2. S. 15°-42'-19"W. a distance of 19.26 feet to a point.
3. S.74°-17'-41"E. a distance of 345.15 feet to a point.
4. N.07°-10'-17"E. a distance of 147.85 feet to the point.
5. N.63°-03'-35"W. a distance of 310.75 feet to the point and place of beginning.

Containing: 58,054.23± Square Feet – 1.33± Acres

Exhibit “C”

Metes and Bounds Description for New Lot 1.12 – Block 48

Beginning at a point in the easterly side line of Wilderness Trail 50 foot wide, distant 313.13 feet southerly of the intersection with the southerly side line of Red Hill Road, where both lines intersect.

1. S. 36°-22'-13"W. along the side line of Wilderness Trail a distance of 88.62 feet to a point of curve.
2. Along a curve to the left having a radius of 962.29 feet, an arc distance of 158.39 feet, a chord distance of 158.21 feet, with a chord bearing of S.31°-31'-18"W. to a point.
3. S. 63°-03'-35"E. a distance of 310.75 feet to a point.
4. N.07°-10'-17"E. a distance of 204.56 feet to a point.
5. N.49°-15'-28"W. a distance of 220.39 feet to the point and place of beginning.

Containing: 57,795.58± Square Feet – 1.33± Acres