

Explanation: This Ordinance vacates all of the right, title and interest of the Township of Warren in a portion of Princeton Avenue which is identified on the Official Tax Map of the Township of Warren as a paper street.

**TOWNSHIP OF WARREN
ORDINANCE NO. 19-52
VACATE PORTION OF PRINCETON AVENUE**

WHEREAS, there exist in the Township of Warren a certain paper street known as Princeton Avenue as shown on the Official Tax Map of the Township of Warren; and

WHEREAS, a request has been made to vacate a certain portion of Princeton Avenue by an adjoining landowner, more specifically Mr. Scott Otto, with an address of 142 Berry Hill Road, also known as Block 164, Lot 1 of the Township Tax Map; and

WHEREAS, that portion of Princeton Avenue to be vacated as described in the attached metes and bounds description prepared by the Township of Warren Engineering Department attached hereto as Exhibit A; and

WHEREAS, the Township Committee of the Township of Warren does hereby determine that the portions of the Princeton Avenue to be vacated as described herein are and will no longer be needed for public purposes; and

WHEREAS, the Township Committee wishes to vacate a portion of Princeton Avenue, as more fully described above, and that same shall be merged along the centerline so that one half (1/2) of the paper street shall merge with Block 164, Lot 1 of the Township Tax Map and one half (1/2) of the paper street shall merge with Block 163, Lot 1 of the Township Tax Map; and

WHEREAS, N.J.S.A. 40:67-19 authorizes the Township to release and extinguish the rights of the public and the rights of the Township in and to the portions of Princeton Avenue to be vacated.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Warren, in the County of Somerset, State of New Jersey, as follows:

SECTION 1. The rights of the public and the rights of the Township in and to the portions of Princeton Avenue to be vacated as more fully described in Exhibit A are hereby extinguished and vacated.

SECTION 2. There is expressly reserved and excepted from vacation all rights and privileges now possessed by public utilities, as defined in N.J.S.A. 48:2-13, and by any cable television company, as defined in the “Cable Television Act,” N.J.S.A. 48:5A-1 et seq., to maintain, repair and replace their existing facilities in, adjacent to, over or under the street or any part thereof to be vacated.

SECTION 3. There is also expressly reserved and excepted from vacation any sanitary sewer or drainage structures and any easements in, adjacent to, over or under the street or portion thereof to be vacated.

SECTION 4. The Mayor and Township Clerk are hereby authorized to execute any and all documents consistent with this Ordinance for the vacation of the above described portion of Princeton Avenue.

SECTION 5. The vacated portions of Princeton Avenue, as more fully described above, shall be merged along the centerline so that one half (1/2) of the paper street shall merge with Block 164, Lot 1 of the Township Tax Map and one half (1/2) of the paper street shall merge with Block 163, Lot 1 of the Township Tax Map.

SECTION 6. After this Ordinance has been introduced and passed a first reading, the Township Clerk shall cause this Ordinance to be published in the manner set forth in N.J.S.A. 40:49-2 not less than ten (10) days instead of one (1) week prior to the time fixed for further consideration for final passage.

SECTION 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, the cost of such mailing to be borne by Mr. Ott.

SECTION 8. The Township Clerk shall, within sixty (60) days of the effective date of this Ordinance, file a copy of this Ordinance certified by the Township Clerk under seal of the Township to be a true copy thereof, together with a copy of the proof of publication thereof, in the office of the Somerset County Clerk in accordance with the provisions of N.J.S.A. 40:67-21.

ATTEST:

WARREN TOWNSHIP

Cathy Reese, RMC,
Township Clerk

Gary DiNardo, Mayor

INTRODUCED: November 14, 2019

ADOPTED: December 12, 2019

EFFECTIVE: December 19, 2019

**EXHIBIT "A" TO
ORDINANCE VACATING A PORTION OF
PRINCETON AVENUE, WARREN TOWNSHIP,
SOMERSET COUNTY, NEW JERSEY**

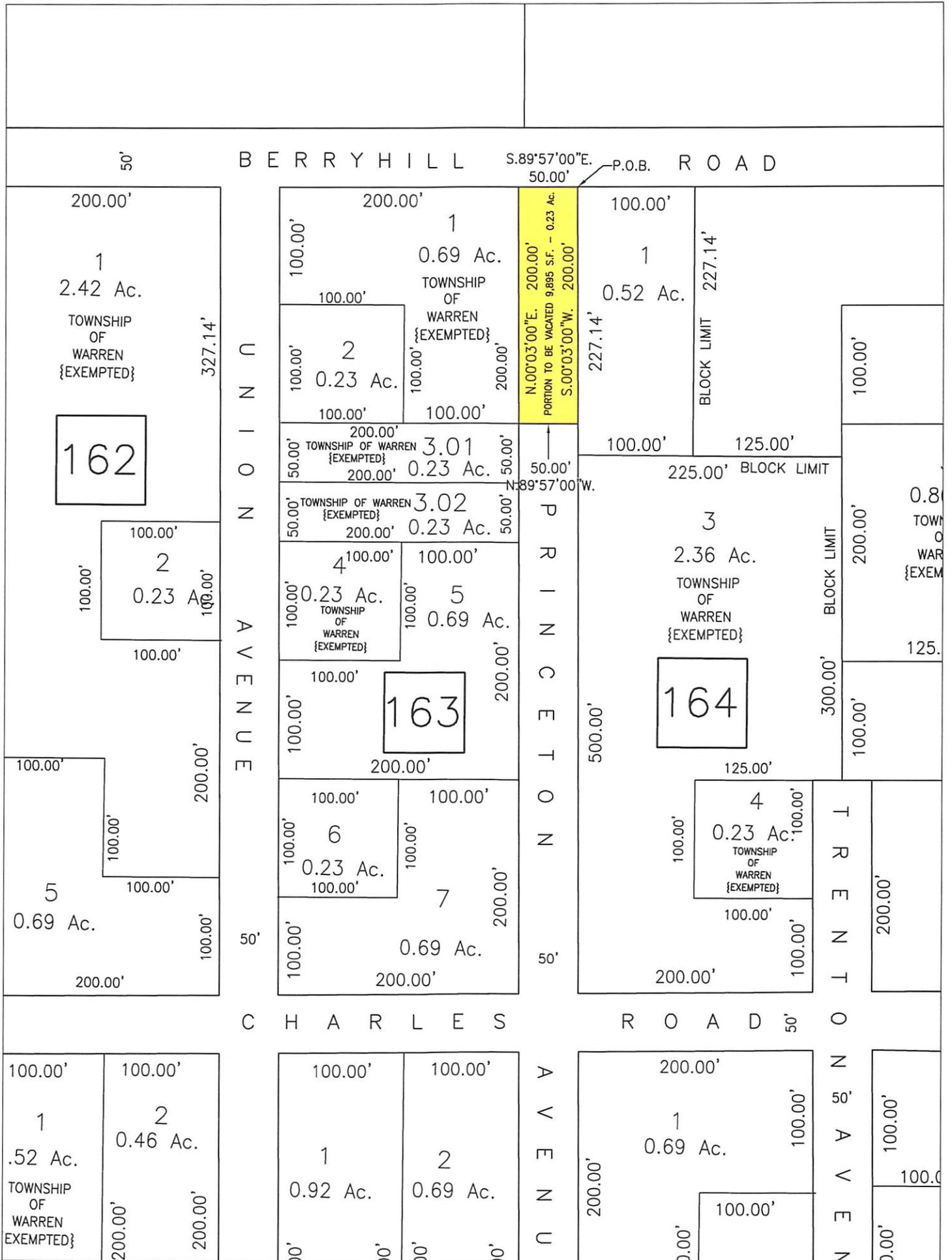
Commencing from the southwest intersection of Stirling Road and Berryhill Road, Situated in the Township of Warren, Somerset County, New Jersey, a distance of 450 feet to the Point and place of Beginning; and running thence the following (4) courses and distances:

- (1) South 89 degrees, 57 minutes, 00 seconds West, a distance of 200 feet to a point in the western sideline of Block 164, Lot 1; and running thence
- (2) North 00 degrees, 03 minutes, 00 seconds West, a distance of 50.00 feet to the southeast corner of Block 163, Lot 1, and running thence
- (3) North 89 degrees, 57 minutes, 00 seconds East, a distance of 200.00 feet to the northeast corner of Block 163, Lot 1, and running thence
- (4) South 00 degrees, 03 minutes, 00 seconds East, a distance of 50.00 feet to the point and place of **Beginning**.

The aforesaid bearings taken from that certain Revised Map of Section 2, 3 and 4, Riverside Gardens, prepared by F.A. Dunham, Inc. Civil Engineers and Surveyors dated May, 1927.

Containing 9,895 square feet, more or less, to be vacated.

Subject to any other easements and/or restrictions, either recorded or unrecorded.



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BERRY HILL S.89°57'00"E. P.O.B. ROAD
50.00'

200.00'
1
2.42 Ac.
TOWNSHIP OF WARREN {EXEMPTED}

162

100.00'
2
0.23 Ac.
100.00'

100.00'
5
0.69 Ac.
200.00'

200.00'
1
0.69 Ac.
TOWNSHIP OF WARREN {EXEMPTED}

100.00'
2
0.23 Ac.
100.00'

200.00'
3.01
TOWNSHIP OF WARREN {EXEMPTED}
0.23 Ac.
50.00'

50.00'
3.02
TOWNSHIP OF WARREN {EXEMPTED}
0.23 Ac.
50.00'

100.00'
4
0.23 Ac.
TOWNSHIP OF WARREN {EXEMPTED}

100.00'
5
0.69 Ac.
200.00'

100.00'
6
0.23 Ac.
100.00'

100.00'
7
0.69 Ac.
200.00'

100.00'
1
0.52 Ac.
227.14'
BLOCK LIMIT

100.00'
3
2.36 Ac.
TOWNSHIP OF WARREN {EXEMPTED}

164

100.00'
4
0.23 Ac.
TOWNSHIP OF WARREN {EXEMPTED}

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100.00'
1
.52 Ac.
TOWNSHIP OF WARREN EXEMPTED

100.00'
2
0.46 Ac.
200.00'

100.00'
1
0.92 Ac.

100.00'
2
0.69 Ac.

200.00'
1
0.69 Ac.
100.00'

100.00'
100.00'

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