

ORDINANCE NO. 09 -2014

**AN ORDINANCE OF THE TOWNSHIP OF TEWKSBURY, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY, VACATING A
ROADWAY KNOWN AS "FLINT HILL ROAD"**

WHEREAS, there exists in the Township of Tewksbury ("Township") a public roadway known as Flint Hill Road; and

WHEREAS, there has been a request to have the Township vacate said roadway in its entirety, which is described in accordance with the description set forth in Schedule A, annexed hereto; and

WHEREAS, the matter has been referred to the Township Engineer who has recommended that the Township proceed with the vacation since the roadway is not needed by the Township for public purposes; and

WHEREAS, the Township Committee does hereby determine that the aforementioned roadway as set forth in the description attached hereto as Schedule "A" is no longer needed for public purposes; and

WHEREAS, N.J.S.A. 40:67-19 authorizes the municipality to release and extinguish the public's rights arising from a dedication of a roadway; and

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey, as follows:

SECTION A

1. The rights of the public and the Township of Tewksbury in and to Flint Hill Road as described in the attached Schedule "A" are hereby extinguished and vacated.

2. At least one week prior to the time fixed for the consideration of this Ordinance for final passage, a copy thereof, together with a notice of the introduction thereof 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

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ascertained. Said notices shall be mailed by the Township Clerk in accordance with the provisions of N.J.S.A. 40:49-6.

3. 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 municipality, to be a true copy thereof, together with proof of publication thereof, in the office of the Clerk of the County of Hunterdon in accordance with the provisions of N.J.S.A. 40:67-21.

SECTION B

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

SECTION C

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.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Township Committee of the Township of Tewksbury, in the County of Hunterdon, State of New Jersey, that the aforesaid Ordinance shall take effect immediately upon passage and publication.

ATTEST:

Township of Tewksbury

Roberta Brassard, Clerk

By: _____
Shaun Van Doren, Mayor

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SCHEDULE A

**Attached Description of Flint Hill Road Vacation,
Township of Tewksbury, Hunterdon County, New Jersey**