

TOWNSHIP OF MOUNT LAUREL

ORDINANCE 2021-2

AN ORDINANCE VACATING WHITMAN AVENUE, A PAPER STREET
WITHIN THE BRIDGEWAY TRACT

WHEREAS, the Township of Mount Laurel has from time to time, vacated portions of roadways which no longer serve a public use; and

WHEREAS, N.J.S.A. 40:67-1(b) permits the Mount Laurel Township Council to vacate any public street or any portion of any public street in order to serve the interests of the Township; and

WHEREAS, Whitman Avenue, a paper street with a forty (40) foot right-of-way, was designed to run from Route 38 East to Rosemont Boulevard, another paper street, but although envisioned, was never constructed and remains in its natural state; and

WHEREAS, the Township sold and purchased lands within the Bridgeway Tract through Ordinance 2019-28 and Whitman Avenue serves no public use, and vacation would increase the value of the adjacent lots and the assessment for tax purposes; and

WHEREAS, the Township Council believes it is in the best interest of the Township and the adjacent property owner to vacate Whitman Avenue; and

WHEREAS, this vacation will not land lock any other parcel.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Township Council of the Township of Mount Laurel, County of Burlington and State of New Jersey as follows:

1. The Township Council of the Township of Mount Laurel hereby vacates the Whitman Avenue, 40 feet wide from the Municipal Boundary easterly and approximately 680 feet to the northerly line of Rosemont Boulevard, to the adjacent property owner and as reflected on the portion of Sheet 5.01 on the Tax Map attached hereto and incorporated herein.
2. The public rights, interests and obligations of the aforementioned paper street are hereby vacated, abandoned and released.
3. The property described herein and vacated by this Ordinance shall split evenly with 20 feet to be added to and become part of the adjoining properties only.
4. In accordance with the provisions of N.J.S.A. 40:67-1, although none is believed to exist, there is hereby reserved from said vacation the rights of any public utility company or cable television company to maintain repair and replace any existing facilities located within the entire right-of-way of said road, together with the right of ingress and egress over and upon the same in order to carry out such purposes.
5. The Mayor, Township Manager/Clerk and Township Engineer are authorized to execute any and all documents necessary to effectuate the purpose of this Ordinance upon approval of those documents by the Township Solicitor.

Repealer, Severability and Effective Date.

A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Council hereby declares its intent that the balance of the Ordinance not affected by said

invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

C. This Ordinance shall take effect upon passage and publication according to law.

Introduction Date: January 25, 2021

	MOTION	AYE	NAY	ABSTAINED	ABSENT	TRANSMITTED
Cohen	2	✓				
Janjua		✓				
Moustakas	1	✓				
Pritchett		✓				
Steglik		✓				

Publication Date: January 27, 2021

Public Hearing Date: February 8, 2021

	MOTION	AYE	NAY	ABSTAINED	ABSENT	TRANSMITTED
Cohen	2	✓				✓
Janjua		✓				✓
Moustakas	1	✓				✓
Pritchett		✓				✓
Steglik		✓				✓

TOWNSHIP OF MOUNT LAUREL

BY: Stephen Steglik
Stephen Steglik, Mayor

ATTEST:
Meredith Tomezyk
Meredith Tomezyk, Township Clerk