

ORDINANCE #24-16

AN ORDINANCE RELEASING, EXTINGUISHING AND VACATING THE RIGHTS OF THE BOROUGH OF GLASSBORO, COUNTY OF GLOUCESTER IN A SANITARY SEWER EASEMENT LOCATED ON BLOCK 389.02, LOT 18.01 A/K/A 601 NORTH MAIN STREET IN THE BOROUGH OF GLASSBORO

WHEREAS, on July 31, 1957, the Borough of Glassboro (“Borough”) was granted a sewer easement along the Property (“Easement and Agreement”)(see attached Exhibit “A); and

WHEREAS, pursuant to Glassboro Planning Board Resolution #24-10 adopted on March 5, 2024, the Borough Engineer has determined that the Sewer Easement is of no use to the Borough; and

WHEREAS, it has been determined by the Borough Council, after due investigation and consideration, as follows:

1. That the sewer easement described herein is no longer needed.
2. That it is in the best interest of the general public and the Borough of Glassboro that any public easements rights and interest in and to same shall be vacated, released and extinguished.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Glassboro in the County of Gloucester, and State of New Jersey as follows:

1. All public easements, rights and interest to the sewer easement in Block 389.02, Lot 18.01 commonly known as 601 North Main Street, Glassboro, New Jersey, dated July 31, 1957 and recorded in the Gloucester County Clerk’s Office on August 23 1957 in Book 883, Page 551 between First National Bank of Glassboro, Trustee and the Borough of Glassboro are hereby vacated, released

and extinguished except for said easements and rights specifically set forth hereinbelow.

a. Specifically reserved and excepted from the vacation which is described in Section 1 above are all rights and privileges now possessed by public utilities, as defined in N.J.S.A. 48:2-13, for existing overhead lines and underground telephone lines and any other utilities that are in, adjacent to, over or under the street, 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.

2. That the Applicant/Owner, 601 North Main Street, LLC does hereby take full and complete ownership and responsibility for the Sewer Easement.
3. The Borough Clerk, shall, within sixty (60) days after the effective date of this Ordinance, file a copy of the within Ordinance, certified by her, under the seal of the Borough of Glassboro, to be a true copy, together with proof of publication in the Office of the Register of Deeds of the County of Gloucester, all in accordance with N.J.S.A. 40:67-21.
4. Any and all Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.
5. This Ordinance shall take effect immediately upon adoption and publication with law.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final passage and publication as required by law.

BOROUGH OF GLASSBORO



JOHN E. WALLACE, III, Mayor

Attest:



KAREN COSGROVE, Municipal Clerk

ROLL CALL VOTE

| | AYES | NAYS | ABSTAIN | ABSENT |
|---------------|------|------|---------|--------|
| Mr. Brown | | / | / | ✓ |
| Mr. Cossabone | ✓ | | | |
| Mrs. Garlic | ✓ | | | |
| Mr. Halter | ✓ | | | |
| Ms. Miller | ✓ | | | |
| Mrs. Spence | ✓ | | | |

TALLY:

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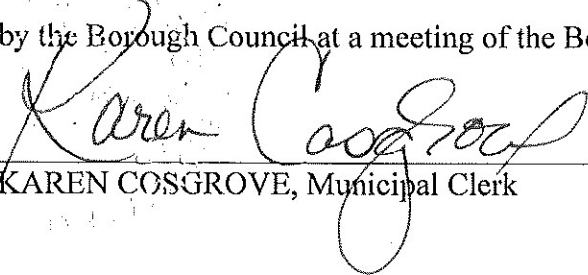
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CERTIFICATION

I, Karen Cosgrove, Municipal Clerk, the Borough of Glassboro, in the County of Gloucester, do hereby certify that the foregoing Resolution was presented and duly adopted by the Borough Council at a meeting of the Borough of Glassboro held on June 25, 2024.



KAREN COSGROVE, Municipal Clerk