

ORDINANCE #2026-011

AN ORDINANCE OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, RELEASING, EXTINGUISHING AND VACATING A DRAINAGE EASEMENT PREVIOUSLY GRANTED TO THE TOWNSHIP BY THE FILING OF A MAJOR SUBDIVISION MAP RECORDED IN THE OCEAN COUNTY CLERK'S OFFICE ON DECEMBER 31, 2012 AS MAP K-3853

WHEREAS, on December 31, 2012, the then-owners of Block 175 Lots 8.10 and 8.11 caused to be filed a Major Subdivision Map in the Ocean County Clerk's office as Map K-3853, said map, *inter alia*, creating a Drainage Easement in favor of the Township of Lakewood across sections of these properties on the Lakewood Township Tax Map; and

WHEREAS, Lakewood Township has determined this easement is unnecessary, and the current owners of now-designated Block 175 Lot 8.10 and 8.11 have agreed to the vacation of said drainage easement to the satisfaction of the municipal engineer, if necessary; and

WHEREAS, Lakewood Township and all affected property owners have determined that this drainage easement is not necessary in its present location as depicted on Filed Map K-3853, and all parties have agreed to the vacation thereof; and

WHEREAS, it has been determined by the Township Committee that the aforementioned drainage easement set forth in the subdivision map recorded as Map K-3853 on December 31, 2012, and as depicted on the attached colorized enlargement of the said subdivision map may be vacated in accordance with the agreement of all the affected parties and in accordance with the recommendations of the Township's Engineering Department.

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

SECTION 1. The drainage easement set forth in the subdivision map recorded as Map K-3853 on December 31, 2012, and as depicted on the attached colorized enlargement of the said subdivision map be and the same is hereby Vacated, and the property affected thereby returned to the property owners of Lots 8.10 and 8.11 in Block 175 on the Lakewood Township Tax Map. All other aspects of the Subdivision Map K-3853 shall remain in full force and effect.

SECTION 2. The township clerk shall cause to be filed a certified copy of this Ordinance in the Ocean County Clerk's Office and cross-referenced to the filed map K-3853. The township's Mayor and Clerk shall, moreover, execute any additional documents necessary to effectuate this vacation of the aforementioned easement.

SECTION 3. The Township Clerk shall publish this ordinance, after being introduced and having passed a first reading, at least once not less than ten (10) days instead of one (1) week prior to the time fixed for further consideration for final passage, pursuant to *N.J.S.A. 40:49-6*.

SECTION 4. The Township Clerk shall, at least one (1) week prior to the time fixed for final passage of such ordinance, mail 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, to every person whose lands may be affected by the ordinance.

SECTION 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, subsection, paragraph, sentence or any part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance not directly involved in the controversy in which such judgment shall have been rendered.


SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with law.

Introduced: April 16, 2026

Adoption: May 28, 2026

CERTIFICATION

I, Lauren Kirkman, Township Clerk of the Township of Lakewood, do hereby certify the foregoing to be a true and exact copy of the ordinance which was adopted by the Township Committee of the Township of Lakewood at a meeting held on **May 28, 2026.**


Lauren Kirkman, RMC, CMR
Township Clerk