

**TOWNSHIP OF OLD BRIDGE  
ORDINANCE NO.2023-16**

**ORDINANCE AUTHORIZING ACCEPTANCE OF DEED OF RIGHT-OF-WAY DEDICATION FROM 2G  
POOR FARM LLC FOR A PORTION OF BLOCK 5000, LOT 20 ON THE TAX MAP OF THE  
TOWNSHIP OF OLD BRIDGE, COUNTY OF MIDDLESEX,  
STATE OF NEW JERSEY**

**BE IT ORDAINED** by the Township Council of the Township of Old Bridge, County of Middlesex, State of New Jersey as follows:

**SECTION 1: PURPOSE OF ORDINANCE**

This Ordinance is for the primary purpose of accepting a Deed of Right-of-Way Dedication dated June 13, 2023 from 2G Poor Farm Road, LLC for a portion of Block 5000, Lot 20 for future road widening of Poor Farm Road, a public right of way, pursuant to a final major subdivision approval granted by the Old Bridge Township Zoning Board under application number 83-2020Z, as memorialized by Resolution dated December 1, 2022, and in accordance with a certain plan entitled "Preliminary / Final Major Subdivision Old Bridge Pointe" prepared by DPK Consulting, LLC dated March 16, 2023, last revised May 30, 2023 and as described in the Right of Way description dated May 3, 2023, prepared by James J. Heiser, Professional Land Surveyor, DPK Consulting, LLC, copies of which are attached to and made part of the Deed of Right-of-Way Dedication, as Exhibit "A." In accordance with the Deed of Dedication of Right of Way, acceptance of the Deed of Dedication by the Township of Old Bridge and filing of same with the County Clerk, is expressly subject to 2G Poor Farm LLC complying with the requirements of N.J.S.A. 40:55D-53, as it relates to the posting of a performance guarantee and provision of maintenance guarantee, in connection with the off-site improvements installed by 2G Poor Farm LLC, in connection with the widening of Poor Farm Road. The Township's acceptance of the Deed of Dedication of Right-of-Way and subsequent filing with the County Clerk is not intended to, nor will it, negate the Developer's obligation to comply with the requirements of N.J.S.A. 40:55D-53 as state above.

**SECTION 2: ACCEPTANCE OF PROPERTY**

The Township of Old Bridge does hereby accept said Deed of Right-of-Way Dedication dated June 13, 2023 from 2G Poor Farm Road, LLC of a portion of Block 5000, Lot 20 for future widening of Poor Farm Road, a public right-of-way, pursuant to a final major subdivision approval granted by the Old Bridge Township Zoning Board under application number 83-2020Z, as memorialized by Resolution dated December 1, 2022, and in accordance with a certain plan entitled "Preliminary / Final Major Subdivision Old Bridge Pointe" prepared by DPK Consulting, LLC dated March 16, 2023, last revised May 30, 2023 and as described in the Right of Way description dated May 3, 2023, prepared by James J. Heiser, Professional Land Surveyor, DPK Consulting, LLC, copies of which are attached to and made part of the Deed of Right-of-Way Dedication, as Exhibit "A." In accordance with the Deed of Dedication of Right of Way, acceptance of the Deed of Dedication by the Township of Old Bridge and filing of same with the County Clerk, is expressly subject to 2G Poor Farm LLC complying with the requirements of N.J.S.A. 40:55D-53, as it relates to the posting of a performance guarantee and provision of maintenance guarantee, in connection with the off-site improvements installed by 2G Poor Farm LLC, in connection with the widening of Poor Farm Road. The Township's acceptance of the Deed of Dedication of Right-of-Way and subsequent filing with the County Clerk is not intended to, nor will it, negate the Developer's obligation to comply with the requirements of N.J.S.A. 40:55D-53 as state above.

**SECTION 3: INCONSISTENT ORDINANCES**

All Ordinances or parts of Ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 4: PARTIAL INVALIDITY**

If any section, paragraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, clause or provision so adjudged and the remainder shall be deemed valid and effective.

**SECTION 5: EFFECTIVE DATE**

A. Except as set forth at subparagraphs B and C hereof, this Ordinance shall take effect on the earlier of the following dates: (1) on the date the Mayor affixes his/her signature thereto and returns same to the Municipal Council by delivering it to the Municipal Clerk pursuant to NJSA 40A:69A-41 or (2) on the tenth day following presentment to the Mayor of the Ordinance pursuant to NJSA 40:69A-41 applicable when the Mayor has failed to return the Ordinance; whichever occurs first.

B. If the Mayor vetoes the Ordinance (in the manner set forth at NJSA 40:69A-41), this Ordinance shall become effective upon the Township Council's vote to override the Mayor's veto.

C. Notwithstanding any other provision hereof, this Ordinance shall not take effect less than twenty (20) days after its final passage by the Council and approval by the Mayor, where such approval is required, unless the Council shall have also adopted a resolution declaring an emergency and at least two-thirds (2/3) of all of the Council vote in favor of such resolution.

**Motion/  
Second**

**Roll Call To Adopt On First Reading**

YAY NAY ABSTAIN ABSENT

Adopted on First Reading  
Dated: June 13, 2023

**Second**

Ms. DeCaro	X
Mr. DePalma	X
Mr. Desai	
Mr. Garcia	X
Dr. Greenberg-Belli	X
Mr. Murphy	
Mr. Paskitti	X
Ms. Walker	X
President Sohor	X

X

**Motion**

Kathryn Hutchinson  
Township Clerk

**Motion/  
Second**

**Roll Call To Adopt On Second Reading As Amended**

YAY NAY ABSTAIN ABSENT

Adopted on Second Reading  
Dated: July 11, 2023

**Motion**

Ms. DeCaro	X
Mr. DePalma	X
Mr. Desai	
Mr. Garcia	
Dr. Greenberg-Belli	X
Mr. Murphy	
Mr. Paskitti	X
Ms. Walker	X
President Sohor	X

X

X

X

**Second**

Kathryn Hutchinson  
Township Clerk

ATTEST:

Kathryn Hutchinson  
Kathryn Hutchinson, Township Clerk

Mary Sohor

Mary Sohor, Council President

Approved As To Form And Sufficiency

Mark Roselli

Mark Roselli, Esq. Department of Law

Owen Henry  
Owen Henry, Mayor