

**TOWNSHIP OF OLD BRIDGE
ORDINANCE NO. 2023-26**

ORDINANCE OF THE TOWNSHIP OF OLD BRIDGE VACATING A PORTION OF TOWNSHIP RIGHT-OF-WAY NOT NEEDED FOR PUBLIC USE AND AUTHORIZING SALE OF SAME

WHEREAS, there exists a certain municipal right-of-way extending from Crawford Place within Block 26001, and located between Lots 21.15 and 11.11 on the Township tax map and is otherwise known as "Martin Street"; and

WHEREAS, Martin Street was to be constructed as a municipal road, however environmental constraints in the area prevented the roadway from being constructed and utilized as a municipal street and therefore it remains as a "paper street" on the Township's tax map; and

WHEREAS, the Township Engineer has confirmed that Martin Street is unimproved, has never been used as a public street and is not needed for a public purpose; and

WHEREAS, the Township acknowledges that there is no public need for Martin Street, nor the requisite cost associated with maintaining the Property, and therefore the Township desires to release, discharge and vacate a portion of Martin Street described herein in accordance with N.J.S.A. 40:67-19; and

WHEREAS, that portion of Martin Street to be vacated (hereinafter the "Property") is shown on a plan entitled "Roadway Vacation Sketch of a Portion of Martin Street for Township of Old Bridge, Block 26001, Lots 11.11 & 21.15" and prepared by Wm. DiMarzo & Son, Assoc., Inc., consisting of one sheet and dated November 29, 2023, a copy of which is attached hereto as Exhibit "A" and is more particularly described in metes and bounds descriptions attached hereto as Exhibit "B" and Exhibit "C," respectively; and

WHEREAS, upon vacation of the Property, the Township further desires, pursuant to N.J.S.A. 40:60-28, to authorize the sale of those portions of the Property more particularly described in Exhibit B and Exhibit C to the adjoining property owners at such price as the Township deems fair and just, which is determined to be \$14,200.00.

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of Old Bridge, in the County of Middlesex, State of New Jersey, that:

SECTION 1. Pursuant to N.J.S.A. 40:67:19, the Township releases any and all rights it may have had concerning the Property, and hereby discharges and vacates any dedication of the Property as though it never occurred.

SECTION 2. Pursuant to N.J.S.A. 40:60-28, the Township hereby authorizes the sale of that portion of the Property more particularly described in Exhibit B to the property owner of record of Block 26001, Lot 11.11 for the sum of \$14,200.00 and the Township further authorizes the sale of that portion of the Property more particularly described in Exhibit C to the property owner of record of Block 26001, Lot 21.15 for the sum of \$14,200.00.

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. COPIES OF ORDINANCE

At least three copies of said full Ordinance are on file in the Office of the Municipal Clerk for public examination and acquisition. Copies are available for inspection or acquisition during regular weekday working hours and arrangements have been made for the publication of said proposed Ordinance in pamphlet or other similar form which will be available for purchase from the Township Clerk.

SECTION 6. 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 N.J.S.A. 40A:69A-41 or (2) on the tenth day following presentment to the Mayor of the Ordinance pursuant to N.J.S.A. 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 N.J.S.A. 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 the members of the council vote in favor of such resolution.

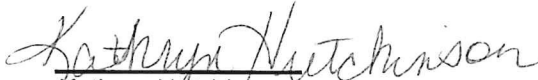
Motion/		Roll Call To Adopt On First Reading			
Second		YAY	NAY	ABSTAIN	ABSENT
	Ms. DeCaro	X			
Motion	Mr. DePalma	X			
	Mr. Desai	X			
	Mr. Garcia	X			
Second	Dr. Greenberg-Belli	X			
	Mr. Murphy				X
	Mr. Paskitti	X			
	Ms. Walker	X			
	President Sohor	X			

Adopted on First
Reading
Dated: December 5,
2023


Kathryn Hutchinson
Township Clerk

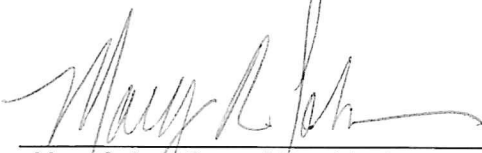
Motion/		Roll Call To Adopt On Final Reading and Public Hearing			
Second		YAY	NAY	ABSTAIN	ABSENT
	Ms. DeCaro	x			
	Mr. DePalma	x			
	Mr. Desai	x			
	Mr. Garcia	x			
	Dr. Greenberg-Belli	x			
	Mr. Murphy	x			
Motion	Mr. Paskitti	x			
Second	Ms. Walker	x			
	President Sohor	x			

Adopted on First
Reading
Dated: December 19,
2023



Kathryn Hutchinson
Township Clerk

ATTEST:


Kathryn Hutchinson, Township Clerk


Mary Sohor, Council President

Approved As To Form And Sufficiency


Mark Roselli, Esq. Department of Law

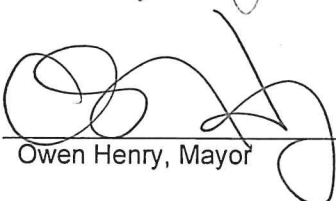
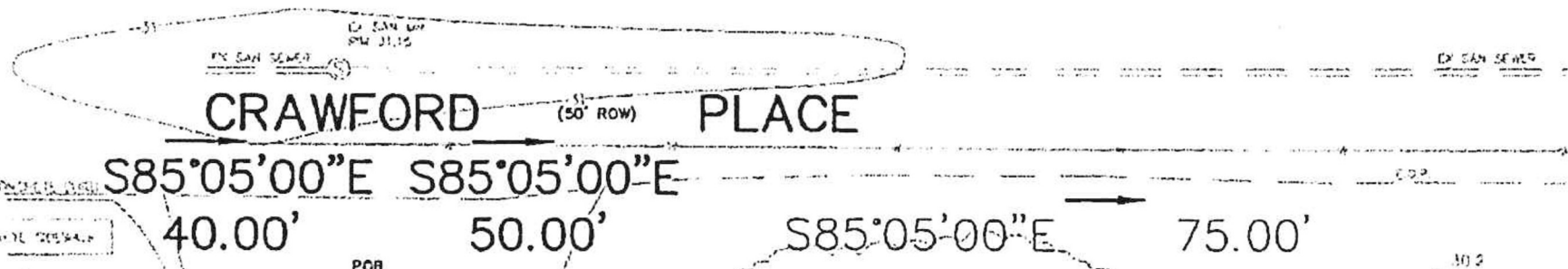

Owen Henry, Mayor

Exhibit A



SURVEY NOTES

1. THIS SURVEY IS BASED UPON THE FOLLOWING DATA AND/OR RECEIPTS:

	YES	NO
A. DEED OF RECORD	X	---
B. FILED MAP	X	---
C. FIELD SURVEY	X	---
D. TITLE SEARCH	X	---
E. TAX MAP	X	---
F. OTHER (SEE REFERENCES)	---	X

2. THIS SURVEY REPRESENTS CONDITIONS VISIBLE ON OR ABOVE THE SURFACE OF THE GROUND AT THE TIME OF THE SURVEY. THE UNDERSIGNED PROFESSIONAL IS NOT RESPONSIBLE FOR THE PRESENCE OF UNDERGROUND UTILITIES OR STRUCTURES IF SAME ARE NOT VISIBLE OR OTHERWISE DISCLOSED BY ANY OF THE ABOVE DATA.
3. THIS SURVEY AND PLAN IS MADE FOR AND CERTIFIED TO THE PARTIES NAMED HEREON FOR THE PURPOSE(S) STATED. NO OTHER PURPOSE IS INTENDED NOR IMPLIED. THE UNDERSIGNED SURVEYOR IS NEITHER RESPONSIBLE NOR LIABLE FOR THE USE OF THIS SURVEY FOR ANY OTHER PURPOSE INCLUDING, BUT NOT LIMITED TO, USE OF SURVEY FOR SURVEY AFFIDAVIT, RESALE OF PROPERTY, OR TO ANY OTHER PERSON NOT LISTED IN THE CERTIFICATION, EITHER DIRECTLY OR INDIRECTLY.
4. IF THIS DOCUMENT DOES NOT CONTAIN A RAISED IMPRESSION SEAL OF THE PROFESSIONAL, IT IS NOT AN AUTHORIZED ORIGINAL AND MAY HAVE BEEN ALTERED.
5. AS PER WRITTEN AGREEMENT WITH THE "ULTIMATE USER" PROPERTY CORNER MARKERS HAVE NOT BEEN SET.
6. TOPOGRAPHY HEREON IS BASED UPON NAVD'88 DATUM.
7. THIS OUTBOUND SURVEY IS ACCURATE TO 1:15,000

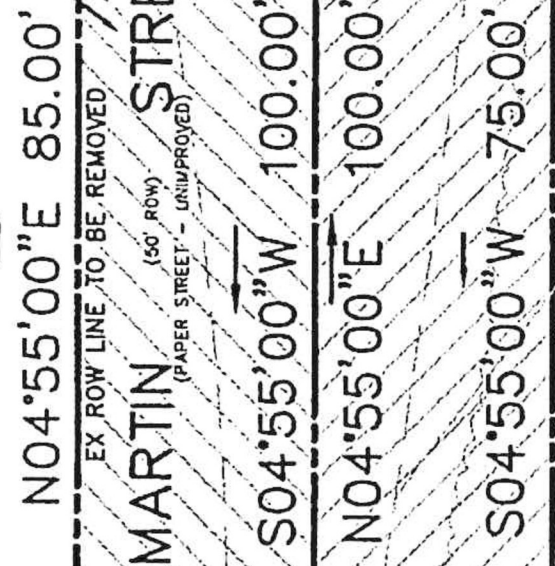
RECORD DEED: Book 5854 Pg. 692
 TAX MAP: Sheet 26.11

REFERENCES: N/A

FILED MAP DATA: REVISED MAP OF BRUNSWICK OLD BRIDGE MANOR SECTION A, DATED AUG. 1957, FILED IN THE MIDDLESEX COUNTY CLERKS OFFICE AS MAP 2186, FILE 945 ON 1/13/58.

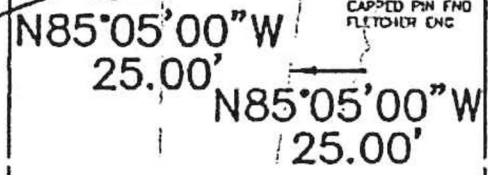
SCHEDULE 'B'
 PORTION OF MARTIN ROAD TO BE VACATED AND ADDED TO LOT 21.15 (2,348 SF)

LOT 21.15
BLOCK 26001

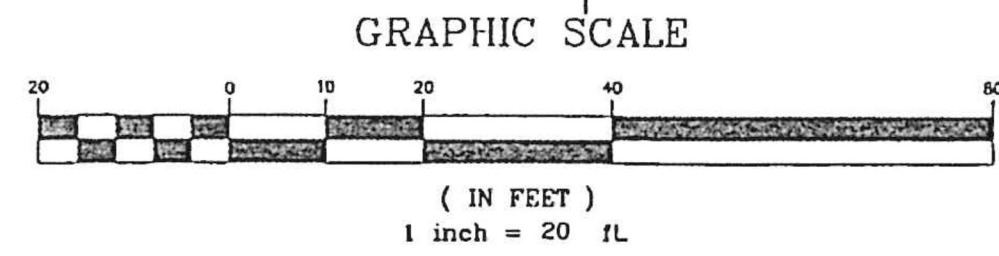


LOT 11.11
BLOCK 26001
 CONTAINING 3,003.82 SF OF 0.226± ACRES

SCHEDULE 'A'
 PORTION OF MARTIN ROAD TO BE VACATED AND ADDED TO LOT 11.11 (2,630 SF)



LOT 8.11



REV.	DATE	DRAWN BY	DESCRIPTION

William P. Swift
WILLIAM P. SWIFT, LICENSE 38758
 PROFESSIONAL LAND SURVEYOR AND PROFESSIONAL ENGINEER
 STATE OF NEW JERSEY
 DATE: NOV 23, 2023

Wm. DiMARZO & SON, ASSOC., INC.
 Surveyors Planners
 2204 MORRIS AVENUE, SUITE 103
 P.O. BOX 1717
 UNION, NEW JERSEY 07003-1717
 TEL: (908) 686-2380
 FAX: (908) 686-7510

ROADWAY VACATION SKETCH
OF A PORTION OF MARTIN STREET
 FOR
TOWNSHIP OF OLD BRIDGE
BLOCK 26001 LOTS 11.11 & 21.15

JOB NUMBER: 00-102A	DATE: NOV 23, 2023
SCALE: 1"=20'	LATEST REVISION:
DRAWN BY: 00-102SVY	CHECK BY: RB
SHEET NUMBER: 1 of 1	

TOWNSHIP OF OLD BRIDGE MIDDLESEX COUNTY NEW JERSEY

Exhibit B

SCHEDULE "A"

**DESCRIPTION OF PROPERTY
OLD BRIDGE TOWNSHIP
MIDDLESEX COUNTY, NEW JERSEY**

**PORTION OF MARTIN STREET
ROW VACATION
NOVEMBER 29, 2023**

All that certain lot, tract or parcel of land situate, lying and being in the Township of Old Bridge in the County of Middlesex, State of New Jersey and portion of Martin Street – 50' wide right-of-way (ROW) to be vacated and annexed to Lot 11.11 Block 26001, as shown on a map entitled "Roadway Vacation Sketch of a Portion of Martin Street for Township of Old Bridge – Block 26001 Lots 11.11 & 21.15 – Township of Old Bridge, Middlesex County, New Jersey", prepared by Wm. DiMarzo & Son, Assoc., Inc., dated November 29, 2023, said lot as shown on the Official Tax Map Sheet # 26.11 of Old Bridge Township and being more particularly bounded and described as follows to wit:

BEGINNING in the centerline of Martin Street (50' ROW), said point also being in the southerly right-of-way line of Crawford Place (50' ROW), and running thence-

1. **S 85°05'00" E, 50.00 feet** along the aforesaid southerly line of Crawford Place, to a point of curvature, thence-
2. **On an arc curving to the left having a radius of 25.00 feet, a length of 39.27 feet, and a central angle of 90°00'00"**, along the easterly right-of-way line of Martin Street to a point, thence-
3. **S 04°55'00" W, 75.00 feet** along the aforesaid easterly right-of-way line of Martin Street to a point, thence-
4. **N 85°05'00" W, 25.00 feet** to a point centerline of Martin Street, thence-
5. **N 04°55'00" E, 100.00 feet** along the center line of Martin Street to The Point and Place of **BEGINNING**.

CONTAINING: 2,630 square feet more or less and/or 0.060 acres of land more or less.

Exhibit C

SCHEDULE "B"

**DESCRIPTION OF PROPERTY
OLD BRIDGE TOWNSHIP
MIDDLESEX COUNTY, NEW JERSEY**

**PORTION OF MARTIN STREET
ROW VACATION
NOVEMBER 29, 2023**

All that certain lot, tract or parcel of land situate, lying and being in the Township of Old Bridge in the County of Middlesex, State of New Jersey and portion of Martin Street – 50' wide right-of-way (ROW) to be vacated and annexed to Lot 21.15 Block 26001, as shown on a map entitled "Roadway Vacation Sketch of a Portion of Martin Street for Township of Old Bridge – Block 26001 Lots 11.11 & 21.15 – Township of Old Bridge, Middlesex County, New Jersey", prepared by Wm. DiMarzo & Son, Assoc., Inc., dated November 29, 2023, said lot as shown on the Official Tax Map Sheet # 26.11 of Old Bridge Township and being more particularly bounded and described as follows to wit:

BEGINNING in the centerline of Martin Street (50' ROW), said point also being in the southerly right-of-way line of Crawford Place (50' ROW), and running thence-

1. **S 04°55'00" W, 100.00 feet** along the center line of Martin Street, to a point, thence-
2. **N 85°05'00" W, 25.00 feet** to a point in the westerly right-of-way line of Martin Street, thence-
3. **N 04°55'00" E, 85.00 feet** along the westerly right-of-way Line of Martin Street, to a point, thence-
4. **On an arc curving to the left having a radius of 15.00 feet, a length of 23.56 feet, and a central angle of 90°00'00"**, along the westerly Right of Way line of Martin Street to a point of curvature in the southerly right-of-way line of Crawford Place, thence-
5. **S 85°05'00" E, 40.00 feet** along the southerly right-of-way line of Crawford Place to The Point and Place of **BEGINNING**.

CONTAINING: 2,548 square feet more or less and/or 0.058 acres of land more or less.