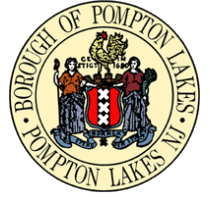


BOROUGH OF POMPTON LAKES PASSAIC COUNTY, NEW JERSEY



ORDINANCE NO. 24-15

ORDINANCE ACCEPTING A DEED OF EASEMENT FROM THE COUNTY OF PASSAIC FOR THE OPERATION OF THE RECYCLING CENTER

WHEREAS, the County of Passaic is the owner of certain property located within the Borough of Pompton Lakes at Block 2300, Lots 1, 7, and 10 as shown on the Official Tax Map of the Borough of Pompton Lakes, bounded to the north by Ivy Street, to the west by Laura Street, and to the East by Grove Street (hereafter the "County Property"); and

WHEREAS, the Borough operates a recycling facility known as the Pompton Lakes Recycling Center on a portion of the County Property; and

WHEREAS, the County is constructing a salt storage facility and associated site improvements for the storage of rock salt on a separate portion of the County Property; and

WHEREAS, the County and the Borough desire to enter into a Deed of Easement specifically delineating which portion of the County Property will be reserved for the County to be used for storage of rock salt and associated activities, and which portion of the County Property will be designated for the Borough to operate the Pompton Lakes Recycling Center and associated activities; and

WHEREAS, the County has agreed to grant to the Borough an Easement to operate the Pompton Lakes Recycling Center and associated activities on the portion of the County Property; and

WHEREAS, pursuant to N.J.S.A. 40A:12-4, N.J.S.A. 40A:12-5 and N.J.S.A. 40A:26A-6 the Borough of Pompton Lakes is authorized to acquire, by ordinance, real property, or interest, therein by purchase, gift, devise, lease, exchange, condemnation, or installment purchase agreement.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

Section 1. The Borough of Pompton Lakes hereby accepts an easement over a portion of Block 2300, Lots 1, 7, and 10 from the County of Passaic as set forth in the Deed of Easement attached hereto and subject to the terms contained within that Deed of Easement.

Section 2. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.

Section 3. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.

Section 4. This Ordinance shall take effect after approval of the Mayor or in accordance with law and publication and passage according to law.

Michael Serra, Mayor

Elizabeth Brandsness, R.M.C., Municipal Clerk

NOTICE OF PENDING ORDINANCE:

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the Regular Meeting of the Mayor and Borough Council of the Borough of Pompton Lakes, in the County of Passaic, and State of New Jersey, held in the Municipal Building on the 13th day of March 2024, and same came up for final passage at the regular meeting of the Mayor and Borough Council held on the 27th day of March 2024, at which time, after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Borough of Pompton Lakes after adopted by the Mayor or in accordance with the law.

Elizabeth Brandsness, R.M.C.
Municipal Clerk