

AN ORDINANCE ACCEPTING THE DEED (RIGHT-OF-WAY DEDICATION) FROM DELMAR WOODPORT LLC TO THE TOWNSHIP OF SPARTA

WHEREAS, Delmar Woodport LLC obtained site plan approval for its property designated as Block 2014, Lot 7 (the “Property”), from the Sparta Township Planning Board, as reflect in Resolution No. 691, memorialized on March 2, 2022, and amended site plan approval as reflected in Resolution No. 706, memorialized on July 19, 2023; and

WHEREAS, Delmar Woodport LLC was required as a condition of its approvals that it dedicate a portion of the Property to the Township of Sparta for road purposes. Delmar Woodport LLC provided the Deed (Right-of-Way Dedication) to the Township of Sparta, which has been reviewed and approved by the Sparta Township Planning Board Engineer and Attorney, as well as the Township Attorney; and

WHEREAS, the New Jersey Local Lands and Building Law N.J.S.A. 40A:12-1, *et seq.* authorizes acceptance of the Deed; and

WHEREAS, The Township Council is willing to accept the Deed (Right of Way Dedication) subject to Delmar Woodport LLC providing mortgage releases and/or subordinations as requested by the Township Attorney, which documents have been provided to the Township Attorney, and are acceptable. Delmar Woodport LLC must also comply with all other terms and conditions of its Planning Board approvals and this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Sparta Township Council, County of Sussex, New Jersey as follows:

Section 1. The Deed (Right of Way Dedication) is hereby accepted, subject to Delmar Woodport LLC’s compliance with all requirements of the Planning Board resolutions. Delmar Woodport LLC must also record the Deed once this Ordinance is adopted.

Section 2. Severability. If any provision of this ordinance or the application of this ordinance to any person or circumstances is held invalid, the remainder of this ordinance shall not be affected and shall remain in full force and effect.

Section 3. Repealer. All ordinances or parts of ordinances or resolutions inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 4. Effective Date. This ordinance shall take effect after publication and passage according to law.

NOTICE

NOTICE is hereby given that the above ordinance was introduced and passed upon first reading at a meeting of the Mayor and Council of the Township of Sparta, in the County of Sussex, New Jersey, held on June 11, 2024. It will be further considered for final passage after public hearing at a meeting of the Mayor and Council to be held in the Municipal Building, 65 Main Street, in the Township of Sparta, on June 25, 2024, at 7:00 P.M., and during the preceding week copies of the ordinance will be made available at the Clerk's office in the Municipal Building to members of the general public.

ROXANNE LANDY, RMC
MUNICIPAL CLERK

NOTICE

NOTICE is hereby given that the above entitled ordinance was introduced and passed at a meeting of the Township Council of the Township of Sparta, held at the Municipal Building, 65 Main Street, Sparta, NJ on June 11, 2024. The same came up for final passage and adoption at a meeting of the Township Council of the Township of Sparta, held on June 25, 2024 at 7:00 p.m., at the Municipal Building, 65 Main Street, Sparta, NJ and after all persons present were given an opportunity to be heard concerning the same, it was finally passed and adopted and will be in full force in the Township according to law.

ROXANNE LANDY, RMC
MUNICIPAL CLERK