

ORDINANCE NO. 5824
TWP. MTG: September 10, 2024

PUBLIC NOTICE is hereby given that the ordinance set forth below was introduced at a meeting of the Township Committee of the Township of Union in the County of Union, held on August 27, 2024 and that said ordinance will be further considered for final passage at a meeting of the Township Committee at the Municipal Building, 1976 Morris Avenue, Union, New Jersey on September 10, 2024 at 7:30 o'clock P.M., at which time and place all persons interested therein or affected thereby will be given an opportunity to be heard concerning this ordinance. During the week prior to and up to the time for final passage, copies of said ordinance will be available in the Municipal Clerk's office, at no cost, in said Municipal Building, to the members of the general public who shall request a copy of same. This ordinance will also be posted outside the Municipal Clerk's office, as required by law.

EILEEN BIRCH
Township Clerk

AN ORDINANCE OF THE TOWNSHIP OF UNION, COUNTY OF UNION, STATE OF NEW JERSEY, FOR A UTILITY AND A TEMPORARY CONSTRUCTION AREA EASEMENTS TO THE STATE OF NEW JERSEY BY THE COMMISSIONER OF TRANSPORTATION (This ordinance amends Ordinance No. 5758 to include Parcel 2R43-A and increase the cost to \$45,000.00)

WHEREAS, the State of New Jersey, by the Commissioner of Transportation (State) is constructing the Chestnut Street Bridge replacement on State Route 22 in the Township (Project) ; and

WHEREAS, in order to construct the Project, the State requires from the Township a permanent utility easement, on Township land in Lot 12, Block 3001 as shown on the tax map for the Township, to remove, replace and maintain above ground utility poles and appurtenances, as far as the line marked "Utility Easement Line", as more fully described on drawings prepared by NJDOT entitled Route U.S. 22 (1953) Section 13, Parcel UE43C (copy attached hereto) at about section 309+95; and

WHEREAS, in order to construct the Project, the State requires from the Township a temporary construction easement, in Lot 12, Block 3001 as shown on the tax map for the Township, to enter the Township lands to construct a retaining wall and guide rail as far as the line marked "Temporary Construction Easement Line", as more fully described on drawings prepared by NJDOT entitled Route U.S. 22 (1953) Section 13, Parcel E43E at about section 309+20 (copy attached hereto). The temporary easement shall expire upon the completion of the Project; and

WHEREAS, in order to construct the Project, the State requires from the Township a temporary construction easement, in Lot 1, Block 3002 as shown on the tax map for the Township, to enter the Township lands to remove and replace ground electric poles guide rail and appurtenances as far as the line marked "Temporary Construction Easement Line", as more fully described on drawings prepared by NJDOT entitled Route U.S. 22 (1953) Section 13, Parcel E43F at about section 313+00 (copy attached hereto). The temporary easement shall expire upon the completion of the Project; and

WHEREAS, in order to construct the Project, the State requires from the Township Parcel 2R43A consisting of 3,207 SF including 1,260 SF formerly known as Wewanna Avenue as more fully described on drawings prepared by NJDOT entitled Route U.S. 22 (1953) Section 13, Parcel 2R43A at about section 313+00 (copy attached hereto); and

WHEREAS, State has offered the Township of Union Forty-Five Thousand Dollars (\$45,000.00) for the permanent utility, temporary construction work easements, and the former Township owned Parcel 2R43A.

WHEREAS, pursuant to N.J.S.A. 40A12-13(b) the Township Committee may, by ordinance, sell an easement upon Township real property to the State.

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

1. The Township shall sell to the State, in Lot 12, Block 3001 as shown on the tax map for the Township:
 - a. a permanent Utility Easement as far as the line marked "Utility Easement Line", as more fully described on drawings prepared by NJDOT entitled Route U.S. 22 (1953) Section 13, Parcel UE43C at about section 309+95;
 - b. a temporary construction easement which shall expire upon the completion of the Project, in Lot 12, Block 3001 as shown on the tax map for the Township, to enter the Township lands to construct a retaining wall and guide rail as far as the line marked "Temporary Construction Easement Line", as more fully described on drawings prepared by NJDOT entitled Route U.S. 22 (1953) Section 13, Parcel E43E at about section 303+20; and
 - c. a temporary construction easement which shall expire upon the completion of the Project, in Lot 1, Block 3002 as shown on the tax map for the Township, to enter the Township lands to remove and replace ground electric poles guide rail and appurtenances as far as the line marked "Temporary Construction Easement Line", as more fully described on drawings prepared by NJDOT entitled Route U.S. 22 (1953) Section 13, Parcel E43F at about section 313+00.
 - d. Parcel 2R43A as more fully described on drawings prepared by NJDOT entitled Route U.S. 22 (1953) Section 13, Parcel 2R43A at about section 313+00 (copy attached hereto).
2. All rights and privileges possessed by public utilities, as defined by R.S. 48:2-13, and by any cable television company, as defined in the "Cable Television Act" N.J.S.A. 48:5A-1 et seq., to maintain, repair and replace facilities, in, adjacent to, over or under to easements, are hereby expressly reserved;
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;
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 or any assessment which may be made in pursuance thereof, pursuant to N.J.S.A. 40:49-6.

This Ordinance shall become effective immediately after publication in the manner provided by law.

If any section, subsection, part, sentence, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, sentence, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

This Ordinance shall take effect after final passage and publication according to law.

PASSED AND APPROVED

September 10, 2024

ATTEST:



Eileen Birch
Township Clerk

TOWNSHIP OF UNION IN THE
COUNTY OF UNION

By: 

MANUEL FIGUEROA, Chairman
of the Township Committee

