



Township of Hillsborough

COUNTY OF SOMERSET
MUNICIPAL BUILDING
379 SOUTH BRANCH ROAD
HILLSBOROUGH, NEW JERSEY 08844

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ORDINANCE 2016-18

ORDINANCE AUTHORIZING EXECUTION OF RELEASE OF CONSERVATION EASEMENT AND EXECUTION OF DRAINAGE EASEMENT FOR PLEASANT VIEW ESTATES

WHEREAS, in compliance with the requirements of the approval granted by the Township of Hillsborough Planning Board for Phase II of the Parkside at Mountainview Subdivision titled "Pleasant View Estates" the developer granted a "Conservation Easement" over a 7,000 square foot area in Block 180.04, Lots 3 and 4 to the Parkside at Mountainview Homeowners Association ("HOA") dated, October 19, 2006; and

WHEREAS, when the Planning Board approved the Subdivision, a portion of Lots 3 and 4 was designated as a grassed drainage swale, not a conservation area, to provide a filter effect for stormwater through the grass before reaching the storm basin and ultimately being released; and

WHEREAS, the Owners of Lots 3 and 4 and the HOA have executed a Release of Conservation Easement and a Drainage Easement in favor of the Township of Hillsborough to replace the previously recorded Conservation Easement to clarify that the easement area is intended as a grass stormwater drainage swale and not a conservation area; and

WHEREAS, the attached Release of Conservation Easement and Drainage Easement have been reviewed by the Township Attorney and have been found acceptable.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, as follows: (1) the Mayor and Township Clerk are authorized to execute the Release of Conservation Easement and Drainage Easement on behalf of the Township for portions of Block 180.04, Lots 3 and 4 in the Township of Hillsborough in the form attached hereto; (2) the Mayor,

Township Clerk and Township Attorney are authorized and directed to take such other actions as are reasonable and/or necessary to complete the execution and filing of the Release of Conservation Easement and Drainage Easement for portions of Block 180.04, Lots 3 and 4 in the Township of Hillsborough; and (3) this Ordinance shall take effect upon passage and publication as provided for by law.

ATTEST

TOWNSHIP OF HILLSBOROUGH



Pamela Borek, Clerk



Frank DelCore, Mayor

Introduced: August 9, 2016
Published: August 19, 2016
Public Hearing: September 13, 2016
Adoption: September 13, 2016
Published: September 23, 2016