

1EXPLANATION: This Ordinance authorizes the Township of Hillsborough to accept responsibility for the maintenance of a portion of Render Drive and the Royce Brook Footbridge which are located at the entrance to Hillsborough Point, A Condominium, and along Route 206, from the Hillsborough Point Condominium Association, Inc.

ORDINANCE 2009-39

AN ORDINANCE AUTHORIZING ACCEPTANCE OF RESPONSIBILITY FOR A PORTION OF RENDER DRIVE AND THE ROYCE BROOK FOOTBRIDGE WHICH ARE LOCATED AT THE ENTRANCE TO HILLSBOROUGH POINT, A CONDOMINIUM, AND ALONG ROUTE 206, FROM THE HILLSBOROUGH POINT CONDOMINIUM ASSOCIATION, INC.

WHEREAS, the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, wishes to accept responsibility for the care and maintenance of Render Drive and the Royce Brook Footbridge which are located at the entrance to Hillsborough Point, A Condominium, and along Route 206, from the Hillsborough Point Condominium Association, Inc.; and

WHEREAS, the Township's acceptance of Render Drive is limited to that portion of Render Drive which connects Radier Boulevard to the loop road within Hillsborough Point, A Condominium, and the Township does not accept responsibility for any portion of the roads or driveways within Hillsborough Point, A Condominium, with those roads and driveways remaining the sole responsibility of Hillsborough Point Condominium Association, Inc., or the individual unit owners; and

WHEREAS, the purpose of this acceptance is to satisfy conditions of a Tri-Party Agreement, dated September 23, 2009, entered into between Hillsborough Point Condominium Association, Inc., Pulte Homes of NJ, Limited Partnership, and the Township of Hillsborough; and

WHEREAS, the Hillsborough Point Condominium Association, Inc., will continue to be responsible for the repair, maintenance and care of the Royce Brook Sidewalk but not the Royce Brook Footbridge; and

WHEREAS, the Township Attorney for the Township of Hillsborough has reviewed the Tri-Party Agreement and finds it acceptable in all respects.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes acceptance for the

responsibility for a portion of Render Drive and the Royce Brook Footbridge which are located at the entrance to Hillsborough Point, A Condominium, and along Route 206, from the Hillsborough Point Condominium Association, Inc., but does not accept or take responsibility for the roads or driveways within Hillsborough Point, A Condominium, and the Royce Brook Sidewalk which remains the responsibility of the Hillsborough Point Condominium Association, Inc.

This Ordinance shall take effect upon adoption and publication according to law.

ATTEST:

**HILLSBOROUGH
TOWNSHIP COMMITTEE**

Kevin P. Davis, Clerk

Frank DelCore, Mayor

Introduced: 11/10/09

Published: 11/19/09

Public Hearing: 12/08/09

Adopted: 12/08/09

Published: 12/17/09