

ORDINANCE OF THE TOWNSHIP OF LAKEWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING AND DIRECTING THAT AN EASEMENT OF CERTAIN REAL PROPERTY IN BLOCK 174.04, LOT 20.01; BLOCK 175.02, LOT 87; BLOCK 183, LOTS 1, 2 & 4; BLOCK 183, LOT 5; AND BLOCK 187.16, LOT 1.04 BE ACQUIRED BY DONATION, PURCHASE OR CONDEMNATION FOR THE CONSTRUCTION OF SIDEWALKS

WHEREAS, pursuant to N.J.S.A. 40A:12-1 et seq. and the New Jersey “Eminent Domain Act” N.J.S.A. 20:3-1 et seq. the Township of Lakewood is hereby authorized to acquire by purchase, gift or condemnation interests in real property for public purposes; and

WHEREAS, it is essential, as a matter of public necessity, welfare, interest and convenience, that certain real property, hereinafter described, located in the Township of Lakewood, County of Ocean, State of New Jersey, be acquired by an easement by the Township of Lakewood for purposes of providing public sidewalks along East County Line Road in the Township;

WHEREAS, the portions of the areas of the affected BLOCK 174.04, LOT 20.01; BLOCK 175.02, LOT 87; BLOCK 183; LOTS 1, 2 & 4; BLOCK 183, LOT 5; AND BLOCK 187.16, LOT 1.04 are more specifically described in the Legal Descriptions attached hereto; and

WHEREAS, the Township has obtained, in some instances, appraisal reports that state the fair market value of the properties to be acquired, and in other instances the Township has extrapolated the cost of the easements for the balance of the properties as follows:

Block	Lot	
174.04	20.01	\$129.00
175.02	87	\$1,674.00
183	1, 2 & 4	\$1,018.00
183	5	\$1,190.00
187.16	1.04	\$254.00

WHEREAS, negotiations with the property owner of Block 174.04, Lot 20.01 have resulted in an agreement for the voluntary conveyance of the easement described in Schedule A attached hereto from the property owner to the Township of Lakewood for the fair market value of \$129.00; and

WHEREAS, negotiations with the remaining property owners have not produced agreements as to the value of these takings.

SECTION 6. If any section, subsection, paragraph, sentence or any part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance not directly involved in the controversy in which such judgment shall have been rendered.

SECTION 7. This Ordinance shall take effect after second reading and publication in accordance with law.

NOTICE

PUBLIC NOTICE is hereby given that the foregoing Ordinance was introduced at a meeting of the Township Committee of the Township of Lakewood, in the County of Ocean and State of New Jersey on **March 7, 2019**, and was then read for the first time. The said Ordinance will be further considered for final passage by the Township Committee in the Town Hall at 6:00 P.M. on **March 28, 2019**. At such time and place or any time or place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said Ordinance.


Kathryn Hutchinson, RMC, CMC, CMR, RPPS
Township Clerk

CERTIFICATION

I, Kathryn Hutchinson, Township Clerk of the Township of Lakewood, do hereby certify the foregoing to be a true and exact copy of the ordinance which was adopted by the Township Committee of the Township of Lakewood at a meeting held on **March 28, 2019** at 6:00 P.M., at the Municipal Building, located at 231 Third Street, Lakewood, NJ 08701.


Kathryn Hutchinson, RMC, CMC, CMR, RPPS
Township Clerk