

**AN ORDINANCE OF THE TOWNSHIP OF LAKEWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
ACCEPTING DEDICATION OF FIFTEEN (15) FOOT RIGHT
OF WAY FOR A PORTION OF SALEM STREET**

WHEREAS, Naftali Falk applied for and received final major subdivision approval for the property now or formerly designated on the Municipal Tax of the Township of Lakewood as Block 1159, Lots 58 and 59; and

WHEREAS, the terms and conditions of the subdivision approved are memorialized in the Lakewood Township Planning Board's Resolution No. SD#2103 adopted by said Board on April 19, 2016; and

WHEREAS, as a condition (13) to final major subdivision approval, the Lakewood Township Planning Board required Naftali Falk to dedicate a 15 foot right of way to be added to the Salem Street right of way. The Resolution requires that (i) the applicant submit to the Lakewood Township Solicitor the deed for his review and approval; and (ii) the applicant record the Deed prior to the filing of the subdivision plats; and

WHEREAS, the Mayor and Committee of the Township of Lakewood hereby accept the dedication of the right of way described in the following Deed of Dedication:

Attached.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Lakewood, County of Ocean, State of New Jersey and it is hereby enacted and ordained by the authority of same as follows:

SECTION 1. The Township of Lakewood hereby accepts the portions of land identifying Salem Street Right of Way widening, and as more specifically described in the Deed reference above.

SECTION 2. The Township's acceptance of the portions of land described in the Deed referenced above shall not be deemed a dedication or acceptance of the public roadways until such improvements are constructed by the developer, approved by the Municipal Engineer, and said improvements are accepted by the Township Committee simultaneous with the release of the developer's performance guarantee.

SECTION 3. The Township Clerk shall within sixty (60) days after such ordinance becomes effective file a certified copy of the ordinance accepting the dedication of the street with the office of the County Clerk in a special book set aside for dedications and vacations, pursuant to N.J.S.A. 40:67-21.

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 5. 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 6. This Ordinance shall take effect upon final passage 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 the **15TH day of February, 2017,** 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 7:30 p.m. on **March 2, 2017.** 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
Township Clerk