

NOTICE
TOWNSHIP OF LAKEWOOD

Notice is hereby given that Ordinance, 2026-012, which is listed below, was passed and adopted at a meeting of the Township Committee of the Township of Lakewood, in the County of Ocean, and State of New Jersey on June 25, 2026 after a public hearing in which all persons interested were given the opportunity to be heard. A paper copy of this ordinance in its entirety may be obtained by submitting a request to the Office of the Township Clerk, 231 Third Street, Lakewood, NJ 08701.

**AN ORDINANCE OF THE TOWNSHIP OF LAKEWOOD,
COUNTY OF OCEAN, STATE OF NEW JERSEY, RELEASING,
EXTINGUISHING AND VACATING THE RIGHTS OF THE
PUBLIC TO A PORTION OF A STREET KNOWN AS CLAIRE
DRIVE IN THE TOWNSHIP OF LAKEWOOD**

WHEREAS, pursuant to *N.J.S.A.* 40:67-1(b), the Township Committee may, by Ordinance, vacate any public street or portion thereof, including the vacation of any portion of any public street,

WHEREAS, a certain portion of Claire Drive in the Township of Lakewood is a partial cul-de-sac, at what was once the terminus of Claire Drive, with the bulb thereof fronting on Block 429, Lots 39 and 40; and

WHEREAS, Claire Drive is now proposed to be improved and extended to Pine Boulevard, thereby eliminating the necessity of the partial bulb in front of Block 429 Lots 39 and 40; and

WHEREAS, the owners of Block 429 Lot 39 (Davis & Rachel Tannenbaum, of 958 Claire Drive) and Block 429, Lot 40 (Avrohom D. and Ruth Zelasko of 954 Claire Drive) have requested the vacation of a portion of this bulb of the cul-de-sac in conjunction with the extension of Claire Drive to Pine Boulevard; and

WHEREAS, upon completion of the improvements to Claire Drive through to Pine Boulevard, a portion of the bulb referenced herein shall be unnecessary, and by emails from the Township engineers and Township planners they support the vacation of this bulb of the cul-de-sac; and

WHEREAS, it has been determined by the Township Committee as follows:

- (1) That a portion of Claire Drive, namely the bulb of the cul-de-sac as depicted on the attached documents and as described in the attached Exhibit A (maps) and Exhibit B (metes and bounds), is not needed for public road purposes; and

(2) That this portion of Claire Drive lends itself to higher and better use than for public road purposes and that it is in the best interest of the general public and the Township of Lakewood that the rights and interests in and to same shall as a public right of way be vacated, released and extinguished; and

WHEREAS, pursuant to *N.J.S.A. 40:67-1(b)*, the Township Committee must, by Ordinance, preserve the right of public utilities to maintain, repair and replace their existing utility facilities, including cable television facilities, in, adjacent to, over, or under the property or right-of-way to be vacated;

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

SECTION 1. All public easements, right and interests in a portion of a bulb of a cul-de-sac on Claire Drive as depicted on the attached maps and legal descriptions as set forth in the attached Exhibit A and Exhibit B are hereby vacated, released and extinguished except for all rights and privileges now possessed by public utilities, as defined in *N.J.S.A. 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 their existing facilities in, adjacent to, over or under the street, or any part thereof, to be vacated subject to the conditions described herein; all conditions, unless otherwise noted, shall be satisfied prior to said vacation being effective.

SECTION 2. 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*.

SECTION 3. 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*.

SECTION 4. The Township Clerk shall within sixty (60) days after such ordinance becomes effective file a certified copy of the ordinance vacating 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 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

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 upon final passage and publication in accordance with law.

Introduced: May 28, 2026

Adopted: June 25, 2026

Lauren Kirkman, RMC, CMR
Township Clerk