

Borough of Norwood

Ordinance No. 13:18

Authorizing the Acquisition of Construction and Sidewalk Easements on Property Known as Block 100, Lot 14 in the Borough of Norwood

WHEREAS, the Mayor and Council of the Borough of Norwood (“Borough”) finds that there is a need for acquisition of construction and sidewalk easements (“the Easements”) on property in the Borough designated as Block 100, Lot 14 on the Borough’s current tax map (“the Property”) for the proposed improvements to Livingston Street; and

WHEREAS, the owner of the Property, Telescripts Realty, Inc. (“Telescripts”), has agreed to grant the Easements to the Borough in consideration of the payment of \$12,000 by the Borough to Telescripts; and

WHEREAS, there are sufficient funds available for this purchase; and

WHEREAS, the purpose of this ordinance is to approve the acquisition of the Easements, pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq., and all other applicable laws.

NOW, THEREFORE, BE IT ORDAINED by the Major and Council of the Borough of Norwood, County of Bergen, State of New Jersey, as follows:

Section 1: The Borough will acquire, by agreement, the Easements on the Property in accordance with the provisions of all applicable laws and legal standards for the total acquisition price of \$12,000. The acquisition will include, but not be limited to, all easements, rights of way, and other interests as stated in the Construction and Sidewalk Easement Agreement and Sidewalk

Easement on file with the Borough Clerk. The Mayor, Clerk, and Borough Attorney are authorized and directed to execute all documents necessary for the acquisition, including a contract for the purchase, which will be in a form prepared by or approved by the Borough Attorney.

Section 2: The Easements are being acquired for the purpose of the construction of the improvements to Livingston Street, in accordance with plans approved by the Borough's Mayor and Council and the County of Bergen.

Section 3: The Borough acquires the Easements pursuant to all of the powers delegated to the Borough pursuant to N.J.S.A. 40A:12-1 et seq.

Section 4: All ordinances or parts of ordinances that are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of any inconsistencies.

Section 5: The provisions of this ordinance are severable. If any part of this ordinance is declared to be unconstitutional or invalid by any court, the remaining parts of this ordinance will remain in full force and effect.

Section 6: This ordinance will take effect upon final approval and publication, according to law.

Introduced and passed first reading: December 18, 2013

Passed second reading: January 7, 2014

ATTEST:

APPROVED BY:


Lorraine L. McMackin, Borough Clerk


James P. Barsa, Mayor