

ORDINANCE NO. 3589

AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET AND STATE OF NEW JERSEY AUTHORIZING ACCEPTANCE OF DRAINAGE EASEMENT FOR BLOCK 101, LOTS 90-91 AND A DRAINAGE AND WATER MAIN EASEMENT FOR BLOCK 101, LOTS 58.01, 60.01 AND 87.

SUMMARY

An ordinance accepting in connection with Churchill Estates a Drainage Easement in connection with Block 101, Lots 90-91 for the purpose of maintaining a Storm Drainage System and a Drainage and Water Main Easement in connection with Block 101, Lots 58.01, 60.01 and 87 for the purpose of maintaining a Storm Drainage System.

BE IT AND IT IS HEREBY ORDAINED, by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey as follows:

WHEREAS, Docket #2005-0019, Churchill Estates, LLC – Applicant, has applied to the Planning Board of the Township of Franklin for Sketch Plat classification, Preliminary and Final Approval of a major subdivision on Blocks 100 Lots 19-22 and Block 101 Lots 56-59, 74, 75, 77-84 consisting of 6.66 acres with frontage on Churchill Avenue, Annapolis Street and Delmonico Avenue in the R-10 Zone which proposes to create 22 single family residential lots; and

WHEREAS, Churchill Estates, LLC (Grantor), their successors or assigns, is the owner in fee single of Blocks 100 Lots 19-22 and Block 101 Lots 56-59, 74, 75, 77-84 as shown on the Tax Map of the Township of Franklin (Grantee), Somerset County, New Jersey; and

WHEREAS, the required Deeds and Easements have been obtained from the Grantor and are on file with the Township Clerk and available for public inspection; and

WHEREAS, acceptance of the easements requires the approval by Ordinance of the Township Council pursuant to **NJSA 40A:12-5**; and

WHEREAS, the Township Council has determined that it is in the public interest to accept said easements for the purpose of maintaining Storm Drainage Systems; and

NOW, THEREFORE, BE IT HEREBY ORDAINED AND ENACTED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey as follows:

SECTION I

That the Township accepts the following easements and the Township Attorney is hereby authorized to record the documents tendered by Grantor with the Somerset County Clerk:

DRAINAGE EASEMENT – BLOCK 101, LOTS 90-91 – The attached Drainage Easement on property designated as Block 101, Lots 90-91 incorporated by reference and made part of this ordinance. The purpose of said easement shall be for the purpose of maintaining the storm drainage system.

DRAINAGE AND WATER MAIN EASEMENT – BLOCK 101, LOTS 58.01, 60.01 AND 87 – The attached Drainage and Water Main Easement on property designated as Block 101, Lots 58.01, 60.01 and 87 incorporated by reference and made part of this ordinance. The purpose of said easement shall be for the purpose of maintaining the storm drainage system.

SECTION II

Each clause, section of subsection of this ordinance shall be deemed a separate provision to the intent that if any such clause, section or subsection should be declared invalid, the remainder of the ordinance shall not be affected.

SECTION III

All ordinances of parts of ordinances inconsistent with this ordinance are hereby repealed as to the extent of such inconsistency.

SECTION IV

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

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This is a true copy of an ordinance adopted by the Township Council Township of Franklin, Somerset County, New Jersey.

INTRODUCED:	January 10, 2006
PUBLIC HEARING:	February 14, 2006
ADOPTED:	February 14, 2006
NOTICE OF FINAL ADOPTION:	February 20, 2006
EFFECTIVE DATE:	March 6, 2006

Ann Marie McCarthy, Township Clerk