

ORDINANCE NO. 3733

AN ORDINANCE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET AND STATE OF NEW JERSEY, AUTHORIZING ACCEPTANCE OF DEED OF DRAINAGE EASEMENTS AND DEED – JACK VAN CLEEF, JR. VAN CLEEF ROAD – DOCKET #PLN2004-0065.

SUMMARY

An Ordinance authorizing acceptance of deed of drainage easements and deed from Jack Van Cleef, Jr. – Van Cleef Road – Docket #PLN2004-0065 – Block 74.01, Lots 1.01 and 2.01.

WHEREAS, Docket #PLN2004-0065, Jack Van Cleef, Applicant, has applied to the Township of Franklin Planning Board for Minor Subdivision approval for premises known as Block 74.01, Lots 1.01 and 2.01 consisting of 5.84 acres and 2.24 acres respectively, with 1,023.22 feet and 376.79 feet of frontage respectively, located on Van Cleef Road in the A Zone to relocate a property line ; and

WHEREAS, the Applicant was granted Minor Subdivision approval with variances on January 19, 2005 and the Board memorialized that approval by way of a written resolution adopted on April 20, 2005; and

WHEREAS, acceptance of the conveyance of said real property 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 real property;

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 conveyance of Deed of Dedications as described as follows:

DRAINAGE EASEMENT – BLOCK 74.01, LOT 1.03 – The attached Drainage Easement on property designated as Block 74.01, Lot 1.03 as incorporated by reference and made part of this ordinance. The Grantor shall allow drainage over said property and shall allow Grantee to construct, maintain, deepen and keep in repair open ditches or drains or piping or other implements of drainage into, over, across and under said property of Grantor of such character and sufficient size as to make a proper and sufficient outlet forever for any drainage system the Grantee, its successors and assigns may establish upon its lands so as to sufficiently drain the same of surface water runoff.

DEED – BLOCK 74.01, LOTS 1.01 & 2.01 – The attached Deed on property designated as Block 74.01, Lots 1.01 & 2.01 as incorporated by reference and made part of this ordinance. Said deed is made to grant an additional right-of-way dedication for Van Cleef Road from Lots 1.01 and 2.01 in Block 74.01 to the Township of Franklin.

DRANAGE EASEMENT – BLOCK 74.01, LOT 2.03 – The attached Drainage Easement on property designated as Block 74.01, Lot 2.03 as incorporated by reference and made part of this ordinance. The Grantor shall allow drainage over said property and shall allow Grantee to construct, maintain, deepen and keep in repair open ditches or drains or piping or other implements of drainage into, over, across and under said property of Grantor of such character and sufficient size as to make a proper and sufficient outlet forever for any drainage system the Grantee, its successors and assigns may establish upon its lands so as to sufficiently drain the same of surface water runoff.

SECTION II

Each clause, section or 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 or 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 8, 2008
Public Hearing:	February 12, 2008
Adoption:	February 12, 2008
Notice of Adoption:	February 19, 2008
Effective Date:	March 3, 2008

Ann Marie McCarthy, Township Clerk