

BOROUGH OF WANAQUE  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ORDINANCE #1-0-16

AN ORDINANCE RESCINDING AND REVOKING ORDINANCE NO. 13-0-15  
AND AUTHORIZING THE GRANTING OF AN EASEMENT OVER A PORTION  
OF WANAQUE BOROUGH PROPERTY IDENTIFIED AS BLOCK 448 LOT 8  
ON THE WANAQUE TAX BOROUGH TAX MAP

WHEREAS, the Borough of Wanaque is the owner of property known and identified on the Borough of Wanaque Tax Map as Block 448, Lot 8 generally parallel to Lots 9 and 10, in Block 448; and

WHEREAS, Ordinance No. 13-0-15 was enacted authorizing a utility easement from the Borough of Wanaque to the Wanaque Valley Regional Sewage Authority for its pumping station identified in Book Y113, page 435 et seq. in the Passaic County Clerk/Register's Office; and

WHEREAS, it is in the best interests of the Borough of Wanaque to grant a utility easement across a portion of premises of Lot 8 in Block 448 aforesaid; and

WHEREAS, the proposed easement, should be granted, not to the Wanaque Valley Regional Sewage Authority, but to the Public Service Electric and Gas Company; and

WHEREAS, it is in the best interest of the Borough of Wanaque to grant a utility easement across a portion of the premises of Lot 9 and Block 448 aforesaid; and

WHEREAS, and N.J.S.A. 40A:12-1 et seq. permits the conveyance of an interest in land not needed for public purposes; and

WHEREAS, the public's interest, in the proposed utility easement, is not affected by the granting of the contemplated easement;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Wanaque, County of Passaic and State of New Jersey, as follows:

Section 1. Ordinance No. 13-0-15 is now hereby revoked.

Section 2. The Borough of Wanaque is authorized to enter into a Utility Easement over a portion of Block 448, Lot 8, as set forth in the attached plans and described in the metes and bounds description attached hereto.

Section 3. Mayor Daniel Mahler is hereby authorized to execute the easement agreement and the Borough Clerk, Katherine J. Falone, is hereby authorized to witness the signature of the document.

Section 4. The land subject to the utility easement is not needed for a public purpose and is determined to be in the best interest of the Borough of Wanaque.

Section 5. If any section, sub-section, paragraph, sentence or any other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

Section 6. All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 7. This Ordinance shall take effect after final passage and publication as required by law and any sections or portions of Ordinances inconsistent herewith are hereby repealed.

Dated: January 11, 2016

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Katherine J. Falone, RMC, CMC  
Municipal Clerk

BOROUGH OF WANAQUE  
COUNTY OF PASSAIC  
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NOTICE IS HEREBY GIVEN that the foregoing Ordinance was Introduced at a Regular Meeting of the Mayor and Council of the Borough of Wanaque, Passaic County, New Jersey, held on the 11th day of January 2016, and passed on first reading, and the same was then ordered to be published according to law; and that such Ordinance will be further considered for final passage at a meeting of said Mayor and Council to be held in the Municipal Building, 579 Ringwood Avenue, Wanaque, New Jersey, on February 8, 2016 at 8:00 P.M., at which time and place or at any time and place to which said meeting shall be from time to time adjourned, all persons interested will be given an opportunity to be heard concerning said Ordinance.

BY ORDER OF THE MAYOR AND COUNCIL OF THE BOROUGH OF  
WANAQUE.

DATED: January 11, 2016

KATHERINE J. FALONE, RMC, CMC  
Municipal Clerk

BOROUGH OF WANAQUE  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ORDINANCE #1-0-16

BE IT RESOLVED that an Ordinance entitled:

AN ORDINANCE RESCINDING AND REVOKING ORDINANCE  
NO. 13-0-15 AND AUTHORIZING THE GRANTING OF AN  
EASEMENT OVER A PORTION OF WANAQUE BOROUGH  
PROPERTY IDENTIFIED AS BLOCK 448 LOT 8 ON THE  
WANAQUE TAX BOROUGH TAX MAP

pass first reading, and that said Ordinance be further considered for final passage and adoption at a Regular meeting of the Borough Council to be held on the 8th day of February 2016, at the Municipal Building in the Borough of Wanaque, at 8:00 P.M., and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance.

AND BE IT FURTHER RESOLVED that the Borough Clerk be instructed to publish in the manner provided by law a copy of said Ordinance, together with introduction thereof and notice when same will be considered for final passage and adoption.

Passed: 1/11/16

Filed: 1/11/16

Approved: 1/11/16

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KATHERINE J. FALONE, RMC, CMC  
Municipal Clerk