

BOROUGH OF WOODCLIFF LAKE
Bergen County, New Jersey

ORDINANCE NO. 16-15

AN ORDINANCE TO VACATE ENTIRETY OF PICKWICK LANE IN FAVOR OF THE CREATION OF A UTILITY EASEMENT AS DESCRIBED HEREIN ON LAND SITUATED NEAR PROPERTY KNOWN AS BLOCKS 303 & 303.01 LOCATED AT INTERSECTION WITH COUNTY ROAD (CR-73)

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF WOODCLIFF LAKE IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:

WHEREAS, the Borough of Woodcliff Lake has no need for the entirety of Pickwick Lane located at the Northeasterly sideline of County Road as illustrated on the Borough Tax Map Sheet 3; and

WHEREAS , the street has been effectively closed upon consolidation and development of Block 303, Lots 1 & 2; Block 303.01, Lots 3 & 4; Block 401, and Lots 1.01-1.03; and

WHEREAS , the Borough of Woodcliff Lake intends to continue the use of the water, drainage and/or utilities and may make any other modifications or installations in the area that serve the needs of Borough of Woodcliff Lake and/or the County of Bergen and as such reserves a right-of-way; and

WHEREAS, N.J.S.A. 40:67-1(b) permits the Borough to vacate any public street or any portion of any public street in order to serve the interests of the Borough; and

WHEREAS, the Borough Mayor and Council has determined that there is no longer any need to maintain said street; and

WHEREAS Lakeland Surveying, Inc (Marc J. Cifone, PLS preparing) who has performed a survey to provide legal descriptions of the street being vacated and the area reserved as a right-of-way, and those survey descriptions and Tax Map Sheet 3 are made part of this ordinance as Schedule Attachment A and B respectively. Any conflict between the survey and tax map shall be interpreted in favor of the description contained in the Borough's tax map.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Woodcliff Lake, Bergen County, New Jersey, as follows:

Section 1. AUTHORIZATION OF PAPER STREET VACATION.

The Mayor and Council of the Borough of Woodcliff Lake hereby vacates the entirety of Pickwick Lane located at the Northeasterly sideline of County Road as illustrated on the Borough Tax Map Sheet 3;

Section 2. RESERVATION OF RIGHTS.

Pursuant to the provisions of N.J.S.A. 40:67-1(b), the Borough Council reserves from said vacation the right-of-way as described for the use of the Borough, its public works and/or its need for water, drainage and/or utilities to maintain, repair, and replace any existing facilities located within that portion of the right-of-way or to install any new facilities as may be necessary. The Borough may make any other modifications or installations in the area that serve the needs of Borough of Woodcliff Lake and/or the County of Bergen.

Section 3. REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Council hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage and publication in accordance with the law.

Dated: December 5, 2016

Attest: Deborah A. Dakin