

ORDINANCE NO. 2019-12

**AN ORDINANCE OF THE BOROUGH OF BAY HEAD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE ACCEPTANCE OF AN
EASEMENT OVER A PORTION OF BLOCK 2 LOT 1**

WHEREAS, Mary Knapp, the owner of property within the Borough of Bay Head known as Block 2, Lot 1 desires to dedicate a permanent easement consisting of approximately 0.0003 acre in and along a portion of property known as Block 2, Lot 1 on the Tax Map of the Borough of Bay Head for the location, construction, operation, maintenance, alteration and replacement of a concrete sidewalk and appurtenances, as well as access thereto; and

WHEREAS, the acquisition of easements in real property is authorized by N.J.S.A. 40A:12-4.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the Borough of Bay Head, County of Ocean, and State of New Jersey, as follows:

SECTION 1. The Borough Council hereby authorizes and approves the acquisition for the purchase price of \$1.00 from Mary Knapp a perpetual easement consisting of approximately 14 square feet, or 0.0003 acres more or less in and along a portion of property known as Block 2, Lot 1 on the Tax Map of the Borough of Bay Head for the location, construction, operation, maintenance, alteration and replacement of a concrete sidewalk and appurtenances, as well as access thereto. The easement is attached hereto and incorporated herein as Schedule A.

SECTION 2. The Mayor and Borough Clerk are hereby authorized and directed to execute any and all such documents providing for the Borough's acquisition of interest in the Property and to undertake any and all such acts as may be necessary to effectuate the terms

hereof, subject to the Borough Attorney's approval of the form and substance of said documents.

SECTION 3. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 4. This ordinance shall take effect immediately upon its passage and publication as required by law.

ATTEST:

APPROVED:

Patricia M. Applegate,
Municipal Clerk

William W. Curtis, Mayor

Introduced on First Reading: April 1, 2019
Introduced on Second Reading: May 6, 2019
Approved on Second Reading: May 6, 2019

ATTEST:

APPROVED:

Patricia M. Applegate,
Municipal Clerk

William W. Curtis, Mayor