

ORDINANCE NO. 21-2018

**AN ORDINANCE OF THE TOWNSHIP OF ABERDEEN AUTHORIZING AN
EASEMENT BETWEEN JERSEY CENTRAL POWER & LIGHT COMPANY AND
VERIZON OF NEW JERSEY, INC. AND THE TOWNSHIP OF ABERDEEN FOR THE
PROPERTY LOCATED AT BLOCK 146 LOT 4 FOR THE UTILITY SERVICES IN
CONNECTION WITH THE WOODFIELD SEWER PROJECT**

WHEREAS, As part of the Woodfield Sewer Project Jersey Central Power & Light Company (“JCP&L”) and Verizon of New Jersey, Inc. (“Verizon”) have requested that the Township of Aberdeen grant them an Easement for the provision of utility services on property owned by the Township of Aberdeen located on Block 146 Lot 4 (the “property”) on the tax map of the Township of Aberdeen (“Township” or “Aberdeen”) ; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Township of Aberdeen is authorized to adopt ordinances for the preservation of the public health, safety and welfare; and

WHEREAS, pursuant to N.J.S.A. 40A:12-1, et seq., the Local Lands and Buildings Law, the Township of Aberdeen has the power to acquire and/or convey real property and/or interests in real property for a public purpose; and

WHEREAS, the proposed Easement to JCP&L and Verizon will be for the purpose of facilitating the provision of public utility services is in the best interests of the Township of Aberdeen and its residents and will serve to better the public health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Aberdeen, County of Monmouth and State of New Jersey that:

- (1) The Township is authorized to enter into an Easement with Jersey Central Power and Light Company and Verizon of New Jersey, Inc. for the property located at Block 146 Lot 4.
- (2) The Township Attorney and Township Manager are hereby authorized to take any and all actions necessary to enter into the Easement agreement for the property.
- (3) The Mayor and Township Clerk are hereby authorized to execute and witness any documents or instruments necessary to enter into the Easement agreement subject to the review and approval of the Township Attorney as to the form of the Easement.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

Karen Ventura, Township Clerk

Fred Tagliarini, Mayor