



OCEAN COUNTY CLERK'S OFFICE
RECORDING DOCUMENT
COVER SHEET

SCOTT M. COLABELLA
OCEAN COUNTY CLERK
P.O. BOX 2191
TOMS RIVER, NJ 08754-2191
(732) 929-2110
www.oceancountyclerk.com

OFFICIAL USE ONLY

DATE OF DOCUMENT: (Enter Date as follows:00/00/0000)

11/20/2023

TYPE OF DOCUMENT: (Select Doc Type from Drop-Down Box)

VACATIONS

OFFICIAL USE ONLY - REALTY TRANSFER FEE

FIRST PARTY NAME: (Enter Last Name, First Name)

Berkeley Township - Cumberland Ave

SECOND PARTY NAME: (Enter Last Name, First Name)

Berkeley Township

ALL ADDITIONAL PARTIES: (Enter Last Name, First Name)

RETURN NAME AND ADDRESS:

Karen Stallings
Berkeley Township Clerk
P.O. Box B
Bayville, NJ 08721

THE FOLLOWING SECTION IS REQUIRED FOR DEEDS ONLY

BLOCK:

LOT:

MUNICIPALITY: (Select Municipality from Drop-Down Box)

CONSIDERATION:

MAILING ADDRESS OF GRANTEE: (Enter Street Address, Town, State, Zip Code)

Street
Address

Town

State

Zip

THE FOLLOWING SECTION IS FOR
ORIGINAL MORTGAGE BOOKING & PAGING INFORMATION FOR ASSIGNMENTS, RELEASES,
SATISFACTIONS, DISCHARGES & OTHER ORIGINAL MORTGAGE AGREEMENTS ONLY

ORIGINAL BOOK:

ORIGINAL PAGE:

OCEAN COUNTY CLERK'S OFFICE RECORDING DOCUMENT COVER SHEET

Please do not detach this page from the original document as it
contains important recording information and is part of the permanent record.

ORDINANCE NO. 2023-42- OA B

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AUTHORIZING THE VACATION OF A PORTION
OF CUMBERLAND AVENUE BETWEEN HAYES AVENUE AND
COOLIDGE ABUTTING BLOCK 480 LOTS 17 & 19 AND 18 & 20.
BLOCK 479 LOTS 1& 2, 3 & 4**

November 20, 2023

WHEREAS, there exists a right-of-way on Cumberland Avenue (Between Hayes and Coolidge Avenues), **Block 480 Lots 17 & 19 and 18 & 20. Block 479 Lots 1& 2, 3 & 4**, on the Berkeley Township Tax Map, County of Ocean, State of New Jersey; and

WHEREAS, the Township Engineer has reviewed the request to vacate portions of Farrelly Avenue (Between Hayes and Coolidge Avenues), described in Schedule A, provided by the property owner of adjacent property owner, **Eileen Fisher**, and approves of same; and

WHEREAS, N.J.S.A. 40A:12-13(b)(4) authorizes the Berkeley Township Council to extinguish and vacate said portions of the street provided that said action is authorized by Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Berkeley, County of Ocean, State of New Jersey, as follows:

SECTION 1. There is hereby vacated all of the right, title, and interest of the public for all public usages and purposes in and to those portions of Cumberland Avenue (Between Hayes and Coolidge Avenues) abutting **Block 480 Lots 17 & 19 and 18 & 20. Block 479 Lots 1& 2, 3 & 4**, as is set forth on Schedule A, attached hereto and made a part hereof. However, the Township does hereby expressly reserve and except from the vacation all rights and privileges now possessed by public utilities, as defined in R.S. 48:2-13, and by any cable television company, as defined in the "Cable Television Act," P.L. 1972, c. 186, (C. 48:5A-1, *et seq.*), to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, highway, lane, alley, square, place or park, or any part thereof, being vacated by the provisions of this ordinance.

SECTION 2. At least one (1) week prior to the time fixed for further consideration for final passage of this ordinance, a copy hereof, together with a notice stating the introduction of the ordinance on first reading and the time and place when and where the ordinance will be considered for final passage, shall be mailed to every person whose lands may be affected by the adoption of the ordinance.



**OWEN,
LITTLE
& ASSOCIATES
INC.**

Engineers
Planners
Surveyors
GIS Specialists

Frank J. Little, Jr., P.E., P.P., C.M.E.
Douglas F. Klee, P.E., P.P., C.M.E.
William J. Berg, P.L.S.

**DESCRIPTION OF A NEW ROAD VACATION FOR
A PORTION OF CUMBERLAND AVENUE,
BERKELEY TOWNSHIP, OCEAN COUNTY, NEW JERSEY**

All that certain lot, tract or parcel of land and premises situate, lying and being in the Township of Berkeley, County of Ocean, State of New Jersey and being more particularly described as follows:

Beginning at the intersection formed by the existing centerline of Cumberland Avenue (50 Foot Wide – Public R.O.W.) (Unimproved) with the Westerly Right-of-Way (R.O.W.) Line of Hayse Avenue (50 Foot Wide- Public R.O.W.). Running thence:

1. Along the Westerly R.O.W. of Hayes Avenue South 00°00'00" West, 25.00 Feet to a point in the existing Southerly R.O.W. Line of Cumberland Avenue; thence
2. Along said R.O.W. Line, North 90°00'00" West, 300.00 Feet to a point in the Easterly R.O.W. Line of Coolidge Avenue; thence
3. Along said R.O.W. Line, North 00°00'00" East, 50.00 Feet to a point in the existing Northerly R.O.W. Line of Cumberland Avenue; thence
4. Along said R.O.W. Line, South 90°00'00" East, 300.00 Feet to a point in the Westerly R.O.W. Line of Hayes Avenue; thence
5. Along said R.O.W. Line, South 00°00'00" West, 25.00 Feet to the point and place of beginning.

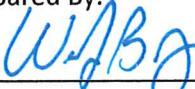
Containing: 15,000.00 SF/0.34 AC

Being intended to describe a new road vacation of Cumberland Avenue in Berkeley Township, Ocean County, New Jersey. Said vacation is between Coolidge Avenue and Hayes Avenue.

Subject to covenants, restrictions and/or easements, if any, except those that have expired by their own limitations.

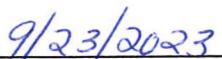
Said new vacation is further shown on a map entitled "Map to Accompany a New Cumberland Avenue Road Vacation Description, *Township of Berkeley, Ocean County, New Jersey*". Said map was prepared by Owen, Little & Associates, Inc. on September 23, 2023 and is on file as Project No. 23-094512.

Prepared By:



William J. Berg, PLS

New Jersey PLS License #24GS03622800



Date

Copyright 2021, Owen, Little & Associates, Inc. This document and the ideas and designs incorporated herein, as an instrument of professional service hereof, are the property of Owen, Little & Associates, Inc. and are not to be modified or altered for the project used in whole, or in part, for any other project without the written authorization of Owen, Little & Associates, Inc.

Any modification, alteration, or use of this signed and sealed plan, for any other project or for instituting a legal change during construction, voids any liability of Owen, Little & Associates, Inc., and is illegal and punishable by law.

This drawing has been prepared for the purpose of municipal and regulatory agency review and approvals and shall not be utilized as construction documents until all conditions of approval have been satisfied and the drawings have been initiated for construction.

DEED BOOK 14818
PAGE 1725

HAYES AVENUE (A.K.A. FIRST AVENUE) (ASPHALT SURFACE - 50' R.O.W.)

COOLIDGE AVENUE (A.K.A. SECOND AVENUE) (ASPHALT SURFACE - 50', R.O.W.)
N 00.00" E 50.00" (UNIMPROVED - 50', R.O.W.)

W:\SDSKPROJ\FISHER(23)\ACM)\Vacation.dwg

NO.	DATE	REVISION DESCRIPTION	DRAWN	CHK'D
<p>MAP TO ACCOMPANY A CUMBERLAND AVENUE ROAD VACATION DESCRIPTION</p> <p>TOWNSHIP OF BERKELEY</p> <p>OCEAN COUNTY, NEW JERSEY</p> <p>SCALE: 1" = 40' DATE: 9/25/26 DRAWN: J.W. APPROVED FOR SURVEY NO. 22-29452 BULLING NO: FISHER(2XVACA) CONSTRUCTION</p> <p>WILLIAM J. BERG, P.L.S. PROFESSIONAL LAND SURVEYOR N.J. LIC. NO. 2405PSP29280 44 Atlantic City Blvd. Atlantic City, NJ 08401 (609) 344-5412 Fax (609) 344-5412</p> <p><i>William J. Berg</i></p>				
<p>OWEN, LITTLE & ASSOCIATES INC.</p> <p>Authorization No. 240427805700 Owner G.C. Services 44 Atlantic City Blvd. Atlantic City, NJ 08401 (609) 344-5412 Fax (609) 344-5412</p> <p></p>				



August 4, 2023

Ms. Karen Stallings, Clerk
Berkeley Township
627 Pinewald-Keswick Road
P.O. Box B
Bayville NJ 08721

Re: Application for Street Vacation
RECOMMENDATION OF APPROVAL
Portion of Cumberland Avenue between Hayes Avenue & Coolidge Avenue
Block 480, Lots 17 & 19
Block 480, Lots 18 & 20
Block 479, Lots 3 & 4
Block 479, Lots 1 & 2
Project # 1506T004

Dear Ms. Stallings,

Our office has received the Application for Street Vacation for the above referenced Blocks and Lots. We have reviewed this application and offer the following:

- The Applicant has provided the attached submittals on the Application for Street Vacation form. The Applicant is proposing to vacate a 300 ft X 50 ft street vacation of a portion of Cumberland Avenue located between Hayes Avenue and Coolidge Avenue fronting Block 480, Lots 17 & 19, Block 480, Lots 18 & 20, Block 479, Lots 3 & 4 and Block 479, Lots 1 & 2. The Applicant known as Stephen and Eileen Fischer wishes to vacate this portion of Cumberland Avenue for personal use. The Street Vacation is shown on the attached tax map highlighted in yellow.
- The proposed vacation will not result in changes to the existing traffic patterns in this area.
- There have been no objectionable public comments.
- Our office has notified Berkeley Township Agencies regarding the proposed Street Vacation and the following responses were received:
 - The Director of Public Works had given no response.
 - Berkeley Township Sewerage Authority had no objection to this Street Vacation.
 - The Fire Official had no objection to this Street Vacation.
 - The MUA had given no response.

In accordance with Chapter 17-2.2, our office recommends that the Township Council allows the 300 ft X 50 ft Street Vacation of a portion of Cumberland Avenue located between Hayes Avenue and Coolidge Avenue fronting Block 480, Lots 17 & 19, Block 480, Lots 18 & 20, Block 479, Lots 3 & 4 and Block 479, Lots 1 & 2. Should the Council issue a favorable determination, the Applicant will be required to provide the Township Clerk with all items required in Chapter 17-2.44.

I trust the above is satisfactory; however, should you have any questions or require additional information, please do not hesitate to contact our office.

Berkeley Township
Our File: 1506-T-004

Page 2

God Bless America
Remington & Vernick Engineers



Alan B. Dittenhofer, PE, PP, CME
Office of the Township Engineer

JAZ/ABD:ag

Enclosure

cc: sent with enclosures
Ms. Lauren Staiger, Esq., Township Attorney
Mr. Ernest J. Peters, Jr., PE, PP, CME - RV
Ms. Jamison Zimmerman, CFM - RV

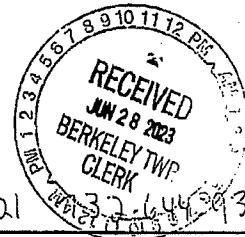
TOWNSHIP OF BERKELEY
APPLICATION FOR VACATION OF STREET

Application Fee: \$ 500.00

There are additional fees after approval.

1. Applicant's name, address, and telephone number:

Eileen Fisher 302 Hayes Av Bayville NJ 08721



2. Name, address, and telephone number of attorney representing applicant (if applicable) and/or the name, address, and telephone number of any other person to be contacted on behalf of the applicant:

3. Name and a general description of the street, highway, right-of-way or other public place to be vacated:

Cumberland Av between Hayes and Coolidge Avenues, wooded

4. If applicant is a corporation, partnership, or other entity, the name and address of each person holding an interest of the percent (10%) or more in the ownership of such corporation, partnership, or other entity:

5. List of the lot and block numbers of all property adjoining the area to be vacated, together with a list of the names and addresses of the assessed owners of such adjoining properties:

Lot 480 Block 15 Christopher Henvey+Tracey Pinkiewicz 306 Hayes Av Bayville NJ 08721

Lot 480 Block 16 Candy DePaul 307 Coolidge Av Bayville NJ 08721 Lot 479 Block 3
M W Quality Stones LLC
430 Horizon Av
Manchster, NJ 08759

6. Description of the current use of the area to be vacated:

Wooded lot, paper road

7. Description of the applicant's intended use of the area to be vacated:

Wooded lot

8. Description of any improvement on the area to be vacated including but not limited to paving, gravel, utilities or structures:

Clear under brush

I certify that the information set forth or attached to this application are true and accurate.

Eileen Fisher Christopher Henvey
Signature of Applicant or Applicant's Representative

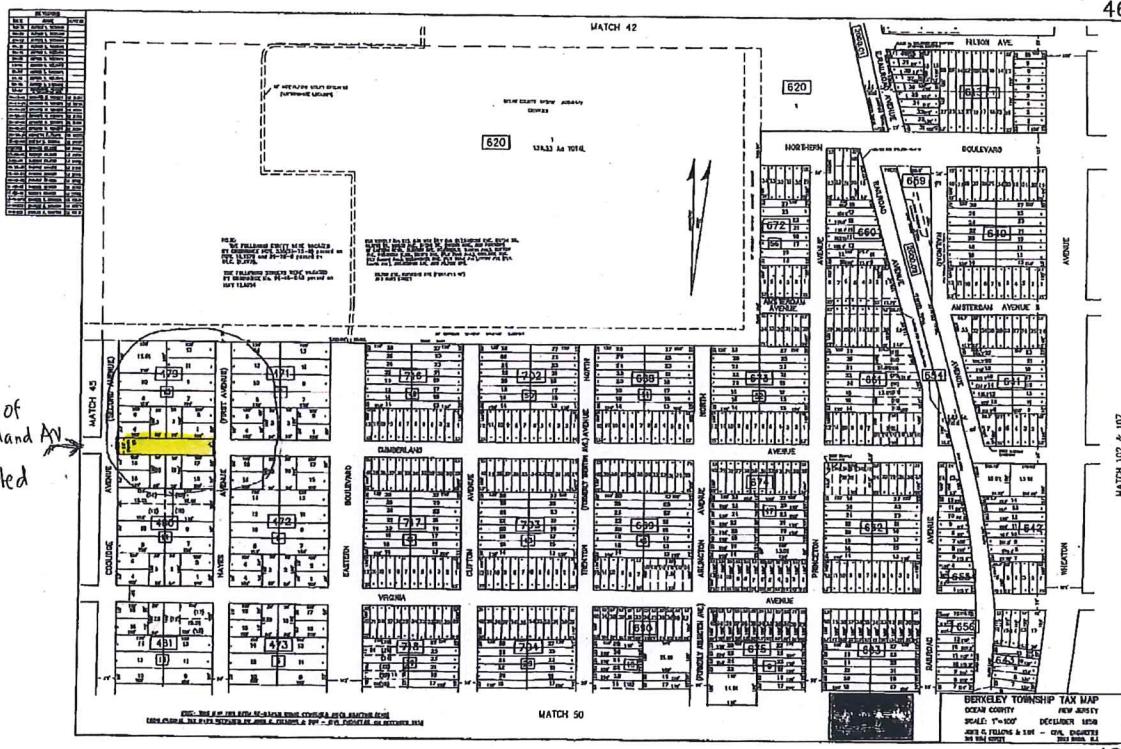
Date

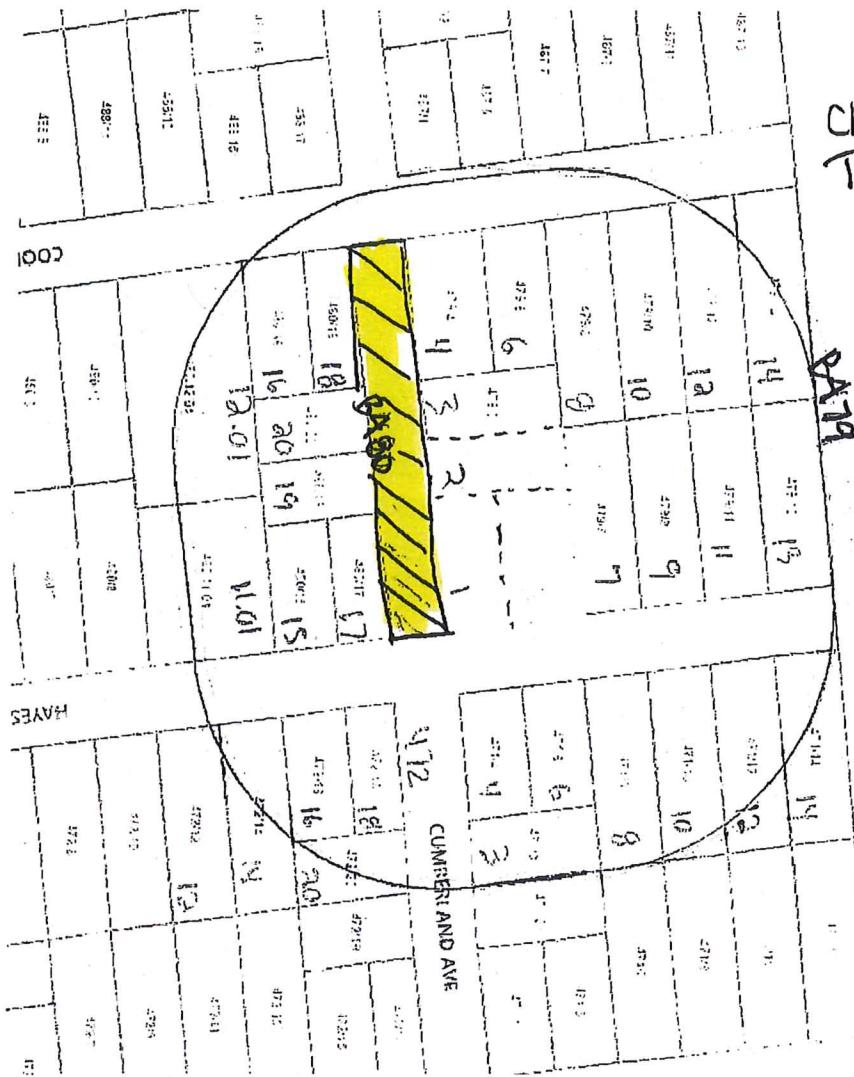
June 23, 2023

NOTES:

- (1) Applicant must furnish with this application a reproduction of the tax map showing the area surrounding the area to be vacated, as well as all intersecting roads and adjoining parcels. The reproduction may be obtained from the Township Assessor's Office.
- (2) Applicant must also furnish with this application a signed consent form in the attached format from each of the property owners of property adjoining the area to be vacated.
- (3) Applicant agrees to pay all additional fees and expenses as stipulated in the Township's Street Vacation Ordinance.
- (4) Applicant must supply (at the time of application) proof of notification to the property owners within two hundred (200) feet of the area to be vacated.
- (5) Affidavit of publication from local newspaper must be submitted at the time of application.

Area of
Cumberland An-
to be
vacated





Block 480,
Lots 17 & 19
Christopher Hewey &
Tracy Pnkiewicz
306 Hayes Ave.
Bayville, NJ
08721

Block 479,
Lot 3 & 4
Jeff Jerman
PO Box 922
Point Pleasant Beach,
NJ 08742
MW Quality Homes
LLC
430 Horicon Ave.
Manchester, NJ
08759

Block 480 - Lot 18 & 20
Candy DePaul
307 Coolidge Ave.
Bayville, NJ 08721

Block 479
Lots 1 & 2
Stephen & Eileen
Fischer
302 Hayes Ave.
Bayville, NJ
08721
(Applicant)

CONSENT FORM
(APPLICATION FOR VACATION OF STREET)

I/We, the property owners of Block 480, Lots 18 19,
adjoining the area requested to be vacated on Cumberland & Berkeley Ave.
(name of street)
which has been requested by Stephen & Eileen Fisher
(name of person(s) requesting vacation)
requested vacation if granted by the Township of Berkeley.

I/we understand that if this vacation is granted, we shall receive fifty percent
(50%) of the title of the stated road, and further understand that we will be assessed for
the additional property.

Conley DePaul
(Signature)

6/2/23
(Date)

B 480, Lots 18 & 20

Legal Notice

To: All property owners within 200' of a portion of Cumberland Av

, owner of properties as listed in item 1 below.

1. Stephen + Eileen Fisher 302 Hayes Av, Berkeley Township, New Jersey is the owner of Block: 479 Lot(s): 1, 2 + 5

2. Stephen + Eileen Fisher will be filing an application with the Berkeley Township Clerk to vacate the following paper street(s):
Cumberland Ave (between Hayes Av + Coolidge Av)

3. The purpose of the vacation is to enlarge the size of the properties noted in item 1 to be used as a wooded lot

4. Stephen + Eileen Fisher will also be publishing this notice in the legal advertising section of a daily newspaper with local distribution.

5. Please write or telephone the Berkeley Township Clerk's Office or Town Hall at 627 Pinewald Keswick Road, P.O. Box B, Bayville, New Jersey 08721; (732)244-7400 or the office of the Township Engineer Alan Dittenhofer, 9 Allen Street, PO Box 1540, Toms River, New Jersey, 08754, if you wish to submit comments on the vacation request.

CONSENT FORM
(APPLICATION FOR VACATION OF STREET)

I/We, the property owners of Block 480, Lots 15,
adjoining the area requested to be vacated on Cumberland Av
which has been requested by Steve and Eileen Fisher do hereby consent to the
requested vacation if granted by the Township of Berkeley.

I/We understand that if this vacation is granted, we shall receive fifty percent
(50%) of the title of the stated road, and further understand that we will be assessed for
the additional property.

Waldron & Fisher
(Signature)

Tracey Richey
(Signature)

JUNE 4TH 2023
(Date)

Block 480, Lots 17 & 19

CONSENT FORM
(APPLICATION FOR VACATION OF STREET)

I/We, the property owners of Block 479, Lots 3,
adjoining the area requested to be vacated on Cumberland Av
(name of street)
which has been requested by Steve and Eileen Fisher
(name of person(s) requesting vacation)
do hereby consent to the
requested vacation if granted by the Township of Berkeley.

I/we understand that if this vacation is granted, we shall receive fifty percent
(50%) of the title of the stated road, and further understand that we will be assessed for
the additional property.

Mike Wladczyk

(Signature)

6-16-23

(Date)

MW Quality Homes, LLC

Block 479,
Lots 3 & 4

Ocean County

VARIANCE REPORT
05/18/23 BLOCK 479 LOT 1,2 & 51505 Berkeley Twp
05/18/23 Page: 1

Block Lot Cust#	Property Location Additional Lot Additional Lot	Property Class	Owner Address City, State
471 1	302 EASTERN BLVD 2,3	2	BOMBARDIER, RICHARD L & SUSAN M L 302 EASTERN BLVD BAYVILLE NJ
471 3	276 CUMBERLAND AVE 4,5	2	HATTERSLEY, JAN R & JENNIFER A 276 CUMBERLAND AVE BAYVILLE NJ
471 9	298 EASTERN BLVD 9	2	ROWLEY, JOHN T & CARMELLA L 298 EASTERN BLVD BAYVILLE NJ
471 10	299 HAYES AVE 10	2	SIVIAK, MARK & FOLEY, ELIZABETH 299 HAYES AVE BAYVILLE NJ
471 12	293 HAYES AVE 14	2	ZIESER, RICHARD 293 HAYES AVENUE BAYVILLE NJ
472 8	307 HAYES AVE 10,12,14,16,18,20	2	O'CONNOR, FALCON & VALENTINE 307 HAYES AVE BAYVILLE NJ
479 1	302 HAYES AVE 2,5	2	FISHER, STEPHEN S & EILEEN M 302 HAYES AVE BAYVILLE NJ
479 3	303 COOLIDGE AVE 6	1	MW QUALITY HOMES, LLC 430 HORICON AVE MANCHESTER NJ
479 4	COOLIDGE AVE	1	MW QUALITY HOMES, LLC 430 HORICON AVE MANCHESTER NJ
479 7	298 HAYES AVE 9	2	BROCKEBANK, DONALD & JAYNE 298 HAYES AVE BAYVILLE NJ
479 8	299 COOLIDGE AVE 10	1	MW QUALITY HOMES, LLC 430 HORICON AVENUE MANCHESTER NJ
479 11	294 HAYES AVE 13	2	BOYD, WALTER E & KAREN E 294 HAYES AVE BAYVILLE NJ
479 12,01	299 COOLIDGE AVE	1	RELIABLE CLEANING, LLC 19 2ND ST MANCHESTER NJ

Ocean County

Block Lot Dual	Property Location Address	Property Class
480 11.01	306 HAYES AVE	1
480 12.01	311 COOLIDGE AVE	2
480 15	305 HAYES AVE	1
480 16	307 COOLIDGE AVE	2
620 1	111 HICKORY LN	15C

VARIANCY REPORT
05/19/23 BLOCK 479 LOT 1,2 & 5

1508 Berkley Twp
05/19/23 Page: 2

Owner Address City, State	Parcel
DOHN, GEORGE A & SHERRY L 311 COOLIDGE AVE BAYVILLE NJ	08721
DOHN, GEORGE A & SHERRY L 311 COOLIDGE AVE BAYVILLE NJ	08721
HEWEY, CHRISTOPHER J & PINGEWICZ,T 306 HAYES AVE BAYVILLE NJ	08721
DE PAUL, CANDY 307 COOLIDGE AVE BAYVILLE NJ	08721
OCEAN COUNTY SEWERAGE AUTHORITY PO BOX P BAYVILLE NJ	08721

A GANNETT COMPANY
ASBURY PARK PRESS | APP.com

Agency:
 EILEEN FISHER
 302 HAYES AV
 BAYVILLE, NJ 08721
 ATTN: same
Acct: 7326449336EILE

Client: EILEEN FISHER
 302 HAYES AV,
 BAYVILLE, NJ 08721

Acct No: 7326449336EILE

This is not an invoice

Order #	Advertisement/Description	# Col x # Lines	Rate Per Line	Cost
G005743981	LEGAL NOTICE TO ALL PROPERTY OWNERS WITHIN 200 OF A PO OF 302 HAYES AV, BAYVILLE, NJ 08721 ON OF CUMBERLAND AVENUE OWNER OF PROPERTIES AS LISTED ELOW STEPHEN AND EILEEN FISHER 302 HAYES AV	2 col x 23 lines	\$0.44	\$20.24
	Affidavit of Publication Charge		1	\$35.00
	TearSheet Charge		0	\$0.00
	Net Total Due:			\$55.24

Run Dates: 06/23/2023

Check #: _____

Date: _____

CERTIFICATION BY RECEIVING AGENCY
 I, HAVING KNOWLEDGE OF THE FACTS, CERTIFY AND DECLARE THAT THE
 GOODS HAVE BEEN RECEIVED OR THE SERVICES RENDERED AND ARE IN
 COMPLIANCE WITH THE SPECIFICATIONS OR OTHER REQUIREMENTS, AND SAID
 CERTIFICATION IS BASED ON SIGNED DELIVERY SLIPS OR OTHER REASONABLE
 PROCEDURES OR VERIFIABLE INFORMATION.

SIGNATURE: _____

TITLE: _____ DATE: _____

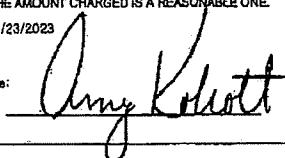
CERTIFICATION BY APPROVAL OFFICIAL
 I CERTIFY AND DECLARE THAT THIS BILL OR INVOICE IS CORRECT, AND THAT
 SUFFICIENT FUNDS ARE AVAILABLE TO SATISFY THIS CLAIM. THE PAYMENT
 SHALL BE CHARGEABLE TO:
 APPROPRIATION ACCOUNT(S) AND AMOUNTS CHARGED: P.O. #

SIGNATURE: _____

TITLE: _____ DATE: _____

CLAIMANT'S CERTIFICATION AND DECLARATION:
 I DO SOLEMNLY DECLARE AND CERTIFY UNDER THE PENALTIES OF THE LAW THAT THIS BILL OR INVOICE IS CORRECT IN ALL ITS PARTICULARS; THAT THE
 GOODS HAVE BEEN FURNISHED OR SERVICES HAVE BEEN RENDERED AS STATED HEREIN; THAT NO BONUS HAS BEEN GIVEN OR RECEIVED BY ANY PERSON OR
 PERSONS WITHIN THE KNOWLEDGE OF THIS CLAIMANT IN CONNECTION WITH THE ABOVE CLAIM; THAT THE AMOUNT HEREIN STATED IS JUSTLY DUE AND OWING;
 AND THAT THE AMOUNT CHARGED IS A REASONABLE ONE.

Date: 06/23/2023

Signature: 

Federal ID #: 081032273

Official Position: Clerk

Kindly return a copy of this bill with your payment so that we can assure you proper credit.

Asbury Park Press
 New Jersey Press Media Solutions
 P.O. Box 677599

AFFIDAVIT OF PUBLICATION

Publisher's Fee \$20.24 Affidavit \$35.00

STATE OF WISCONSIN
Brown County

Personally appeared A Kokott at County of Brown, State of Wisconsin.

Of the **Asbury Park Press**, newspaper printed in Freehold, New Jersey and published in Neptune, in State of New Jersey and Monmouth/Ocean Counties, and of general circulation in Monmouth/Ocean Counties, who being duly sworn, deposeth and saith that the advertisement of which the annexed is a true copy, has been published in the said newspaper 1 times, once in each issue dated as follows:

06/23/2023 A.D 2023


Notary Public State of Wisconsin County of Brown

My commission expires 9/2025

VICKY FELTY
Notary Public
State of Wisconsin

Legal Notice
To: All property owners within 200' of a portion of Cumberland Avenue, owner of properties as listed below.

Stephen and Eileen Fisher, 302 Hayes Avenue, Berkeley Township, New Jersey, Block: 479, Lot(s): 1,2,5

Stephen and Eileen Fisher will be filing an application with the Berkeley Township Clerk to vacate the following paper street(s):

The purpose of the vacation is to enlarge the size of the properties to be used as a woodlot. The paper street is Cumberland Ave (between Hayes Ave and Coolidge Ave).

Any comments should be submitted in writing to the Berkeley Township Clerk's Office, 100 Main Hill, 327 Pineland Koswick Road, P.O. Box 8, Bayville, New Jersey 08721; (732)244-7700 within 10 days of receipt of this notice.

Stephen and Eileen Fisher will also be publishing this notice in the legal advertising section of a daily newspaper with local distribution. (\$20.24)

4987038141

AFFIDAVIT OF PUBLICATION

Order Number : 9554808

STATE OF WISCONSIN
Brown County

Of the **Asbury Park Press**, a newspaper printed in Freehold, New Jersey and published in Neptune, in State of New Jersey and Monmouth/Ocean Counties, and of general circulation in Monmouth/Ocean Counties, who being duly sworn, deposeth and saith that the advertisement of which the annexed is a true copy, has been published in said newspaper in the issue:

11/28/2023

Keegan Moran

Legal Clerk

Denise Roberts

Notary Public State of Wisconsin County of Brown

4-6-27

My commission expires

DENISE ROBERTS
Notary Public
State of Wisconsin

23-35-OAB
AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE TOWNSHIP CODE, SO AS TO AMEND CHAPTER VII, ENTITLED "TRAFFIC" TO AMEND CHAPTER 7-19 "THROUGH STREETS"(Browning Avenue)
23-36-OAB
AN ORDINANCE OF THE TOWNSHIP OF BERKELEY COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 11, ENTITLED "BUILDING AND HOUSING" SO AS TO REPEAL SECTION 11-56, ENTITLED "PERMIT FEE"
23-37-OAB
AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF AN EASEMENT ON A PORTION OF BLOCK 1022, Lot 24, FROM LAURA CALIFRI, IN ACCORDANCE WITH N.J.S.A. 40A:12-5(g)(1)
23-38-OAB
AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 35, ENTITLED "LAND DEVELOPMENT" SO AS TO AMEND SECTION 35-29, ENTITLED "APPLICATION FOR ZONING PERMIT; WHEN REQUIRED" (Setbacks Temporary Handicapped Ramps)
23-39-OAB
AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 37-1 TOWN CENTER REDEVELOPMENT PLAN AND AMENDING THE CHAPTER 35-105 TOWN CENTER REDEVELOPMENT PLAN
23-40-OAB re:
AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER XXXV, ENTITLED 'LAND DEVELOPMENT' SO AS TO AMEND §35-3, ENTITLED "DEFINITIONS" (Low-Speed Vehicle)
23-41-OAB
AMENDING AND SUPPLEMENTING CHAPTER II, ENTITLED "ADMINISTRATION" SO AS TO CREATE SECTION 2-56, ENTITLED "MAYOR'S ADVISORY COMMITTEE ON DEVELOPMENTAL DISABILITIES
Foregoing Ordinances were duly passed after Public Hearing held November 20, 2023 of a regular meeting of the Township of Berkeley and approved by the Mayor on 11/20/23.
23-42-OA
AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE VACATION OF A PORTION OF CUMBERLAND AVENUE BETWEEN HAYES AVENUE AND COOLIDGE ABUTTING BLOCK 480 LOTS 17 & 19 AND 18 & 20. BLOCK 479 LOTS 1& 2, 3 & 4
23-43-OA
ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF MUNICIPALLY OWNED PROPERTIES SOLD BY AUCTION BY MAX SPANN ON DECEMBER 20, 2021 (ALC INVESTMENT TRUST) BLOCK 132, LOTS 1, 2, 4, 6, 8, 10, 18, 20, 22 & 24-BAY BLVD)
23-44-OA
AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF BLOCK 1013, LOT 2, FROM NICHOL/PAYNE, IN ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1)
23-45-OA
ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A SPECIAL EMERGENCY FOR THE CONTRACTUALLY REQUIRED SEVERANCE LIABILITIES RESULTING FROM THE LAYOFF OR RETIREMENT OF TOWNSHIP EMPLOYEES IN ACCORDINANCE WITH N.J.S.A. 40A:4-53.
23-46-OA
AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR CERTAIN EMPLOYEE TITLES, AND

ESTABLISHING THE METHOD OF
SUCH COMPENSATION

23-47-OA

ORDINANCE OF THE TOWNSHIP OF
BERKELEY, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AUTHORIZ-
ING THE SALE OF BLOCK 1000, LOTS
9-22 ON THE MUNICIPAL TAX MAP
TO JOSEPH GERVASINI IN ACCOR-
DANCE WITH THE PROVISIONS OF
N.J.S.A. 40A:12-13 (WHEATON
AVENUE; \$45,000.00)

NOTICE IS HEREBY GIVEN that the
foregoing ordinance was introduced and
passed on first reading at a regular meet-
ing of the Township Council of the Town-
ship of Berkeley, in the County of Ocean,
State of New Jersey, held on November
20, 2023, and will be considered for second
reading and final passage at the regular
meeting of said Governing Body to be
held on the 18th day of December, 2023, at
6:00 p.m., or as soon thereafter as this
matter can be reached, at the meeting
room of the Municipal Building located at
627 Pinewald-Keswick Road, Bayville,
New Jersey, at which time all persons
interested shall be given an opportunity to
be heard concerning this ordinance.

Karen Stallings, RMC
Township Clerk, Township of Berkeley
(\$75.68)

AFFIDAVIT OF PUBLICATION

State of New Jersey, County of Hudson, ss:

Jesse Sassaman, being first duly sworn, deposes and says: That (s)he is a duly authorized signatory of Column Software, PBC, duly authorized agent of The Press of Atlantic City, a newspaper printed and published in the City of Linwood, distributed in the following counties: Atlantic, Camden, Cape May, Cumberland, Gloucester, and Ocean and mailed to various parts of the State of New Jersey, the United States, and foreign countries, does hereby certify that the Notice was published in The Press of Atlantic City on:

PUBLICATION DATES:

Dec. 23, 2023

NOTICE ID: dP9eACOnHzyUPapwS1np

PUBLISHER ID: COL2596

NOTICE NAME: Berkeley Township Ordinances 12-18-23

Publication Fee: 73.76

All interested parties may rely upon the representations contained herein limited solely to the authenticity of the Notice accompanying this Certification to be an accurate reproduction of the same and the date upon which it was published.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Jesse Sassaman
(Signed)

SHANNEA H HOLMES
NOTARY PUBLIC
STATE OF NEW JERSEY
My Commission Expires August 1, 2026

VERIFICATION

State of New Jersey
County of Hudson

Subscribed in my presence and sworn to before me on this: 12/26/2023

Shane H. Holmes

Notary Public
This notarial act involved the use of communication technology

Berkeley Township 12-18-23

23-42-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE VACATION OF A PORTION OF CUMBERLAND AVENUE BETWEEN HAYES AVENUE AND COOLIDGE ABUTTING BLOCK 480 LOTS 17 & 19 AND 18 & 20, BLOCK 479 LOTS 1& 2, 3 & 4

23-43-OAB

ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF MUNICIPALLY OWNED PROPERTIES SOLD BY AUCTION BY MAX SPANN ON DECEMBER 20, 2021 (ALC INVESTMENT TRUST) BLOCK 1392, LOTS 1, 2-4, 6, 8, 10, 18, 20, 22 & 24-BAY BLVD

23-44-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF BLOCK 1013, LOT 2, FROM NICHOL/PAYNE, IN ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1)

23-45-OAB

ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A SPECIAL EMERGENCY FOR THE CONTRACTUALLY REQUIRED SEVERANCE LIABILITIES RESULTING FROM THE LAYOFF OR RETIREMENT OF TOWNSHIP EMPLOYEES IN ACCORDINANCE WITH N.J.S.A. 40A:4-53.

23-46-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR CERTAIN EMPLOYEE TITLES, AND ESTABLISHING THE METHOD OF SUCH COMPENSATION

23-47-OAB

ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK 1000, LOTS 9-22 ON THE MUNICIPAL TAX MAP TO JOSEPH GERVASINI IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:12-13 (WHEATON AVENUE; \$45,000.00)

Forgoing Ordinances were duly passed after Public Hearing held December 18, 2023 at a regular meeting of the Township of Berkeley and approved by the Mayor on 12/18/23.

Karen Stallings, RMC

Township Clerk, Township of Berkeley

NOTICE OF CONTRACTS AWARDED

Please take notice the Township of Berkeley has awarded the following contracts for Professional Services for the Years 2023 – 2025, pursuant to N.J.S.A. 40A:11-1 et seq.

Awarded to: Hera Property Registry, LLC:

Services: Vacant Property Registration

Cost: As Per Agreement

Printer Fee: \$73.76

Pub Date: December 23rd, 2023

Order #: COL2596

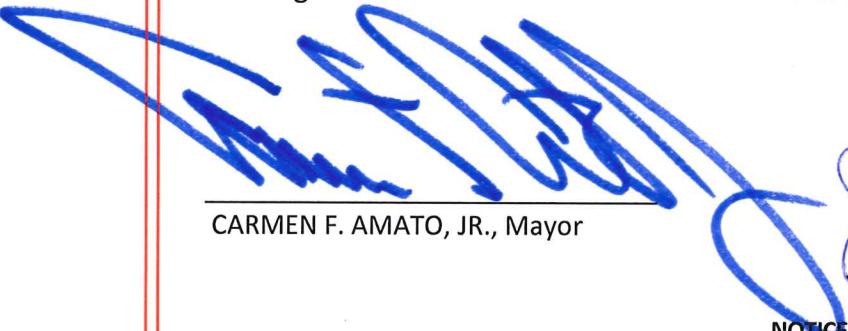
SECTION 3. This ordinance shall be published at least once in an official newspaper of the Township of Berkeley at least ten (10) days prior to the time fixed for consideration of the final passage of the ordinance.

SECTION 4. The Township Clerk, if this ordinance is adopted on final reading, shall submit a certified copy of this ordinance, together with proof of publication, to the Ocean County Clerk's Office for recording in the Book of Vacations.

SECTION 5. This ordinance shall take effect after second reading and publication as required by law.

SECTION 6. A copy of Schedule A as referenced herein shall be kept on file and made available for public inspection in the Township Clerk's Office during normal business hours.

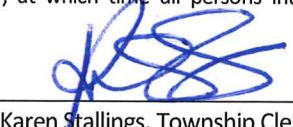
SECTION 7. A condition of the vacation of the portion of Cumberland Avenue (Between Hayes and Coolidge Avenues) abutting Block 480 Lots 17 & 19 and 18 & 20. Block 479 Lots 1& 2, 3 & 4 is that this street must be consolidated with the property owned by Eileen Fisher abutting Block 480 Lots 17 & 19 and Block 479 Lots 1& 2, 3 & 4.


CARMEN F. AMATO, JR., Mayor


John Bacchione, Council President
Keith Buscio, Council Vice President

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held November 20, 2023, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **18th day of December, 2023** at 6:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 627 Pinewald-Keswick Road, Bayville, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.


Karen Stallings, Township Clerk
Berkeley Township