

**ORDINANCE NO. 2022-29-OA<sup>B</sup>**

**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 1108.14, LOT 28, FROM JAMES & ROSEMARY PURRAZELLA, IN ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1)**

**July 25, 2022**

**WHEREAS**, in order to address drainage issues on/near Moorage Avenue, the Township of Berkeley is in need of a Drainage Easement at Block 1108.14, Lot 28; and

**WHEREAS**, James & Rosemary Purrazella has offered to convey to the Township of Berkeley a Drainage Easement of 800 square feet more or less, comprising a portion of Block 1108.14, Lot 28, as more fully described in Schedule A attached hereto and made a part hereof to allow the Township to conduct a drainage improvement project; and

**WHEREAS**, N.J.S.A. 40A:12-5(a)(1) authorizes a municipality to accept property by the adoption of an ordinance authorizing the acquisition of same.

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

**SECTION 1.** That the governing body does hereby authorize the acquisition of a Drainage Easement 800 square feet more or less, comprising a portion of Block 1108.14, Lot 28, as more fully described in Schedule A attached hereto and made a part hereof. This property is being acquired by the Township of Berkeley pursuant to N.J.S.A. 40A:12-5(a)(1) by purchase/donation from James & Rosemary Purrazella.

**SECTION 2.** That the Mayor and Municipal Clerk are hereby authorized to execute any and all documents necessary for the acquisition of the subject property from James & Rosemary Purrazella.


**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** If any section, subsection, sentence, clause, phrase of portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

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



CARMEN F. AMATO, JR., Mayor



SOPHIA GINGRICH, Council President  
JOHN BACCHIONE, 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 on July 25, 2022, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 22<sup>nd</sup> day of August 2022, 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.



BEVERLY M. CARLE, RMC  
Township Clerk, Township of Berkeley