

ORDINANCE NO. 2022-28-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 1108.14, LOT 27, FROM SCOTT &
BARBARA KASHORK, 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 27; and

WHEREAS, Scott & Barbara Kashork has offered to convey to the Township of Berkeley a Drainage Easement of 1200 square feet more or less, comprising a portion of Block 1108.14, Lot 27, 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 1200 square feet more or less, comprising a portion of Block 1108.14, Lot 27, 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 Scott & Barbara Kashork.

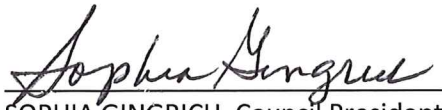
SECTION 2. That the Mayor and Municipal Clerk are hereby authorized to execute any and all documents necessary for the acquisition of the subject property from Scott & Barbara Kashork.

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 All ordinances or parts of ordinances inconsistent herewith are hereby repealed.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 22nd 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