

ORDINANCE NO. 16, 2014

AN ORDINANCE AUTHORIZING THE CITY OF LINWOOD TO CONVEY FOR PUBLIC USE, A RIGHT OF WAY ACROSS PORTIONS OF DEPICTED LANDS TO ATLANTIC COUNTY FOR THE PURPOSE OF ACCOMMODATING CERTAIN IMPROVEMENTS TO BRIDGE STRUCTURE EH-10, MORE COMMONLY KNOWN AS CEDAR BRIDGE.

BE IT ORDAINED, by the Mayor and Common Council of the City of Linwood, County of Atlantic and State of New Jersey, as follows:

SECTION 1:

**WHEREAS**, the County of Atlantic is preparing to replace Bridge Structure EH-10, commonly known as Cedar Bridge along Zion Road; and

**WHEREAS**, it is necessary for the County to obtain additional right of way adjacent to the existing roadway and bridge approach; and

**WHEREAS**, the subject lands are jointly owned by the City of Linwood and Egg Harbor Township and the City of Linwood wishes to comply with the County request for the nominal consideration of One Dollar (\$1.00) paid by the County to the Grantors, whereby the City of Linwood shall dedicate to the County, for public use, a right of way across that certain tract of lands as follows:

**Parcel A:** Block 5505, Lot 2.01 consisting of 509 square feet, located at 702 Delaware Avenue, Township of Egg Harbor, New Jersey 08234;

**Parcel B;** Block 5507, Lot 22 consisting of 183 square feet, located at Bargaintown Lake, Township of Egg Harbor, New Jersey 08234;

**Parcel C;** Block 148, Lot 1 consisting of 1,483 square feet, located at Central Avenue, Linwood, New Jersey 08221,

Said parcels being bounded and described on the attached Exhibit A (property descriptions) and B (parcel map) for the purpose of permitting the County to improve, operate and maintain for public travel the right of way of Zion Road (CR 615) and to improve, operate and maintain County Bridge No. EH-10, commonly known as Cedar Bridge, together with all rights necessary to construct and reconstruct the said improvements, including by not limited to the right and permission to perform grading, excavation, construct and maintain slopes, abutments and other improvements related to the said County Road and County Bridge;

**NOW THEREFORE**, in consideration of a payment in the sum of One Dollar (\$1.00)

It is hereby authorized that the Mayor and City Clerk be and are duly authorized, empowered and directed to execute the Right of Way Dedication, which is attached hereto and made a part hereof in order to effect the requested right of way and easement.

SECTION 2: All Ordinances or portions thereof inconsistent with this Ordinance are repealed to the extent of such inconsistency.

SECTION 3: If any portion of this Ordinance is declared to be invalid by a Court of competent jurisdiction, it shall not affect the remaining portions of the Ordinance which shall remain in full force and effect.

SECTION 4: This Ordinance shall take effect immediately upon final passage and publication and adoption in the manner prescribed by law.

*FIRST READING: August 13, 2014*  
*PUBLICATION: August 18, 2014*  
*PASSAGE: September 10, 2014*

The within Ordinance was introduced at a meeting of the Common Council of the City of Linwood, County of Atlantic and State of New Jersey held on August 13, 2014 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on September 10, 2014.

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LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

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RICHARD L. DEPAMPHILIS, III, MAYOR