

ORDINANCE NO. 16, 2012

AN ORDINANCE AUTHORIZING THE ACCEPTANCE BY THE CITY OF LINWOOD FROM TED AND PAMELA KAROL OF 203 POPLAR AVENUE AN EASEMENT FOR THE CONSTRUCTION AND MAINTENANCE OF A SIDEWALK RIGHT OF WAY EASEMENT IN THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

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

SECTION 1: WHEREAS, the Common Council of the City of Linwood is desirous of accepting an easement from Ted and Pamela Karol along Poplar Avenue on Block 104, Lot 7, as shown on the Tax Map of the City of Linwood for the construction and maintenance of a sidewalk right of way easement in the City of Linwood; and

WHEREAS, an appropriate easement description for the aforesaid easement has been prepared and submitted to the City of Linwood by Dixon Associates Engineering, Inc.; and

WHEREAS, it is the Common Council's desire to accept said Easement and to pay consideration in the sum of \$1.00 with regard to same;

The City of Linwood is hereby duly authorized, empowered and directed to pay the sum of \$1.00 to accept the Easement which is attached hereto as Exhibit "A" and made a part hereof for the purpose of accepting a Deed of Easement on behalf of the City of Linwood from Ted and Pamela Karol.

SECTION 2: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 3: Should any section, clause, sentence, phrase or provision of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

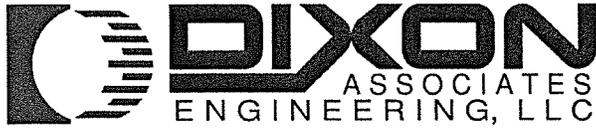
SECTION 3: This ordinance shall take effect upon its final passage and publication and adoption in the manner prescribed by law.

<i>FIRST READING:</i>	<i>September 24, 2012</i>
<i>PUBLICATION:</i>	<i>September 29, 2012</i>
<i>PASSAGE:</i>	<i>October 10, 2012</i>

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, September 24, 2012 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on October 10, 2012.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR



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DESCRIPTION OF SIDEWALK EASEMENT

Lot 7, Block 104

City of Linwood, Atlantic County, New Jersey

Dixon Associates File LN11024

August 15, 2012

Description of all that certain tract or parcel of land situated in the City of Linwood, County of Atlantic, State of New Jersey, and being more particularly described as follows:

Beginning the point the northwesterly line of Wabash Avenue with the southwesterly line of Poplar Avenue (18.5 feet from the centerline), as described in Deed Book 6404, Page 138, and extending; thence

- 1) S 33° 29' 33" W, along the northwesterly line of Wabash Avenue, a distance of 2.01 feet to a point being 20.5 feet from the centerline of Poplar Avenue; thence
- 2) N 61° 40' 57" W, parallel with Poplar Avenue, a distance of 74.75 feet to point in the line of Lot 6.02, Block 104, as shown on the Tax Map of the City of Linwood; thence
- 3) N 33° 29' 33" E, a distance of 2.01 feet to a point in the southwesterly line of Poplar Avenue (18.5 feet from the centerline); thence
- 4) S 61° 40' 57" E, along the line of Poplar Avenue, a distance of 74.75 feet to the point of beginning.

Containing 149.5 sq. ft., more or less

Being a two (2) feet wide sidewalk easement on Lot 7, Block 104, as shown on the Tax Map of the City of Linwood.

This description is based on Deed from Sean P. Hartigan and Eleiazbeth M. Hartigan to Ted A. Karol and Pamela A. Karol, dated November 30, 1998 and recorded in the Atlantic County Clerk's Office on December 11, 1998 as Book 6404, Page 138.