

**ORDINANCE NO. 2020-07  
VACATING A PORTION OF  
AN UNNAMED ROAD OFF THOMAS AVE  
BOUNDED BY BLOCK 65, LOTS 15 & 24,  
BLOCK 68, LOT 3, & BLOCK 69, LOT 1, 2 & 3**

**RESOLUTION OF APPROVAL 2020-11  
PLANNING BOARD, TOWNSHIP OF LITTLE EGG HARBOR**

**WHEREAS**, on July 9, 2020, the Mayor and Township Committee of the Township of Little Egg Harbor has passed, on first reading, Ordinance No. 2020-07 (attached hereto and incorporated herein by reference), which provides for the vacation of the Township's interest in a portion of an unnamed road off Thomas Avenue, that is bound by Block 65, Lots 14 & 24, Block 68, Lot 3, and Block 69, Lot 1, 2 & 3; and

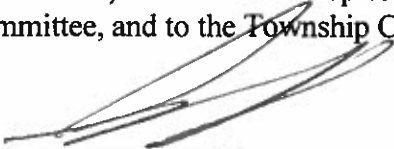
**WHEREAS**, said Ordinance has been referred to the Planning Board of Little Egg Harbor Township, in accordance with the permissive advisory powers of the planning board set forth in NJSA 40:55D-25(b)(3) and Township Code Section 299-15; and

**WHEREAS**, the Planning Board of Little Egg Harbor Township has fully examined Township Ordinance No. 2020-07 and approves the same for adoption by the governing body of the Township of Little Egg Harbor, there being no adverse impact upon any zoning or planning application or approval pending or previously approved by the Board, nor upon the Master Plan of the Township of Little Egg Harbor.

**NOW, THEREFORE, BE IT RESOLVED**, by the Little Egg Harbor Township Planning Board that Township Ordinance No. 2020-07 be and hereby is approved for adoption by the Mayor & Township Committee of the Township of Little Egg Harbor.


**BE IT FURTHER RESOLVED**, that the Planning Board hereby recommends the adoption of Township Ordinance No. 2020-07 without further comment.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that certified copies of this Resolution shall be forwarded to the Mayor & Township Committee, and to the Township Clerk.

  
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**GEORGE GARBARAVAGE, Chair**

**CERTIFICATION**

I, **Robin Schilling**, Secretary of the Little Egg Harbor Township Planning Board, certify that the foregoing Resolution was duly adopted at a meeting held on August 6, 2020, a quorum being present and voting in the majority.

  
\_\_\_\_\_  
**Robin Schilling, Board Secretary**

ORDINANCE NO. 2020 – 07

**AN ORDINANCE OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, VACATING ALL OF THE RIGHT, TITLE AND INTEREST OF THE TOWNSHIP IN A PORTION OF UNNAMED ROAD OFF THOMAS AVENUE THAT IS BOUND BY BLOCK 65, LOTS 15 & 24, BLOCK 68, LOT 3, AND BLOCK 69, LOT 1, 2 & 3**

WHEREAS, the governing body of the Township of Little Egg Harbor has been requested to vacate all of the right, title and interest of the Township in a portion of an unnamed road off Thomas Avenue, that is bound by Block 65, Lots 14 & 24, Block 68, Lot 3, and Block 69, Lot 1, 2 & 3 and

WHEREAS, the governing body makes the determination that the public will not adversely be affected by the vacation of the Township’s interest in a portion of an unnamed road off Thomas Avenue, that is bound by Block 65, Lots 14 & 24, Block 68, Lot 3, and Block 69, Lot 1, 2 & 3, a road approximately twenty (20) feet in width.

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Township of Little Egg Harbor, 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 that portion an unnamed road off Thomas Avenue, that is bound by Block 65, Lots 14 & 24, Block 68, Lot 3, and Block 69, Lot 1, 2 & 3, as is set forth on Exhibit 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 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,

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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.

**SECTION 3.** This ordinance shall be published at least once in an official newspaper of the Township 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 Exhibit 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.

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**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Little Egg Harbor held on the 9<sup>th</sup> day of July, 2020, and will be considered for second and final passage at a meeting of the Township Committee to be held on the 13<sup>th</sup> day of August, 2020, at 7:30 p.m. at the Municipal Building located at 665 Radio Road, Little Egg Harbor, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

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**DIANA K. MCCRACKEN, RMC, Clerk**  
Township of Little Egg Harbor

MSA

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