

**ORDINANCE NO. 2026-24**

**ORDINANCE OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE ACQUISITION OF A PERMANENT EASEMENT ON A PORTION OF BLOCK 326.03, LOT 46, ALSO KNOWN AS 593 RADIO ROAD, FROM LITTLE EGG HOLDINGS LLC % PAGNOTTA, IN ACCORDANCE WITH N.J.S.A. 40A:12-5(a)(1)**

**WHEREAS**, Little Egg Holdings LLC % Pagnotta, Grantor, is the owner of Block 326.03, Lot 46 (the “Property”); and

**WHEREAS**, the Township (Grantee) desires a permanent easement upon the Property to construct, use, maintain and/or replace a public sidewalk and related infrastructure; and

**WHEREAS**, Township requires a permanent easement on Grantor’s Property to construct, use, maintain and/or replace a public sidewalk and related infrastructure; and

**WHEREAS**, said project is part of the Radio Road Pedestrian Safety Improvement Project; and

**WHEREAS**, N.J.S.A. 40A:12-5(a)(1) authorizes the Township to acquire an interest in real property by ordinance; and

**WHEREAS**, the Township of Little Egg Harbor desires to acquire a permanent easement along a portion of Block 326.03, Lot 46, also known as 593 Radio Road from Little Egg Holdings LLC % Pagnotta for the purpose to construct, use, maintain and/or replace a public sidewalk and related infrastructure upon Grantor’s Property.

**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:

**r|m|s|h|c**  
Rothstein, Mandell, Strohm,  
Halm & Cipriani, P.A.  
ATTORNEYS AT LAW

98 East Water Street  
Toms River, NJ 08753

o: 732.363.0777  
f: 732.905.6555

**SECTION 1.** That in accordance with the provisions of N.J.S.A. 40A: 12-5(a)(1), the governing body does hereby authorize the acquisition of a Permanent Easement, attached hereto and made a part hereof as Schedule A, and is subject to approval of form by the Township Attorney and the Township Engineer.

**SECTION 2.** That the Mayor and Township Clerk are hereby authorized to execute any and all documents necessary for the acquisition of a Permanent Easement along a portion of Block 326.03, Lot 46, also known as 593 Radio Road, from Little Egg Holdings LLC % Pagnotta.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** If any section, subsection, sentence, clause, phrase or 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.

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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 **10<sup>th</sup>** day of **September, 2026**, and will be considered for second and final passage at a meeting of the Township Committee to be held on the **8<sup>th</sup>** day of **October, 2026**, 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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**KELLY LETTERA, CMC, RMC**

Township Clerk

Township of Little Egg Harbor

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**KENNETH LANEY, JR., MAYOR**

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