

TOWNSHIP OF DOWNE

CUMBERLAND COUNTY, NEW JERSEY

ORDINANCE 2020-8

**AN ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF A CERTAIN STREET KNOWN AS BRIDGETON AVENUE BEING A RIGHT-OF-WAY SITUATE IN FORTESCUE, DOWNE TOWNSHIP, CUMBERLAND COUNTY, NEW JERSEY**

**WHEREAS**, the Township Committee of the Township of Downe, County of Cumberland and State of New Jersey is of the opinion that the public interest would be best served by abandoning, vacating, release and extinguishing any and all public rights which the Township or public may have in and to a portion of a right-of-way and/or street located in Fortescue, New Jersey identified as Bridgeton Avenue denoted as a 50 ft. wide right-of-way which has not been constructed, and;

**WHEREAS**, the Township Committee does hereby elect to abandon its interest in same pursuant to the terms set forth herein and as such, property is described in the annexed engineering provided by Township Engineer, Tedesco Engineering, LLC, and that survey completed by Stephen Datz, New Jersey Professional Land Surveyor attached hereto as Exhibit A, and;

**WHEREAS**, upon successful adoption of the Vacation Ordinance, neither the Township of Downe nor the public shall have any further right to the former mapped right-of-way in the area as is described in the annexed engineering situate in Downe Township, County of Cumberland and State of New Jersey;

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Downe, County of Cumberland and State of New Jersey that the public rights and interest are hereby vacated with respect to a portion of the Bridgeton Avenue right-of-way and/or street located in Fortescue, New Jersey as is described in the attached survey provided by the Township Engineer.

**Section One. Repealer.** All former Ordinances of the Township of Downe which are in conflict with the provisions contained in this Ordinance are hereby repealed upon the adoption of this Ordinance.

**Section Two. Severability.** If any part or parts of this Ordinance are held to be invalid for any reason such decision shall not affect the validity of the remaining portions of this Ordinance.

**Section Three.** This Ordinance shall take effect after final approval and publication as required by law.

DATE: \_\_\_\_\_

TOWNSHIP OF DOWNE

BY: \_\_\_\_\_  
Robert Campbell, Mayor

\_\_\_\_\_  
Nadine E. Lockley, Municipal Clerk

STATE OF NEW JERSEY :  
: ss  
COUNTY OF CUMBERLAND :

Please take notice that the above Ordinance was adopted after a Public Hearing at a meeting of the Downe Township Committee on the 11th day of May, 2020 at the Downe Township Municipal Building in Newport, New Jersey.

ATTEST

\_\_\_\_\_  
Nadine E. Lockley, Municipal Clerk



**TOWNSHIP OF DOWNE**  
**CUMBERLAND COUNTY, NEW JERSEY**  
**RECORD FOR ORDINANCE # 2020-8**

**Introduce Ordinance on First Reading**

**Motion: ROTHMAN**

**Second: BYRNE**

Introduce Ordinance / First Reading Date: MARCH 9, 2020

Ordinance Published: MARCH 13, 2020

Ordinance Posted: MARCH 9, 2020

Public Hearing / Second Reading Date: MAY 11, 2020

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Burt, S.	X			
Byrne, S.	X			
Rothman, M.	X			
Bart, E.				X
Campbell, R.	X			

**Adoption of Ordinance**

**Motion:**

**Second:**

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Burt, S.				
Byrne, S.				
Rothman, M.				
Bart, E.				
Campbell, R.				

Final Adoption Date:

Notice of Final Passage Published:

Notice of Final Passage Posted:

\_\_\_\_\_ Date

\_\_\_\_\_ Nadine E. Lockley, Municipal Clerk