

**TOWNSHIP OF CHATHAM
NOTICE OF
INTRODUCTION**

ORDINANCE 2009-13

I, Joy M. Wiley, Municipal Clerk of the Township of Chatham, do hereby certify that the following ordinance was introduced on first reading at a regular meeting held on June 11, 2009 and said ordinance will be submitted for consideration and final passage at a regular meeting to be held on July 9, 2009 at 7:30 p.m., in the Municipal Building at which time and place any person who may be interested therein will be given an opportunity to be heard concerning said ordinance.

June 12, 2009

Joy M. Wiley
Municipal Clerk

ORDINANCE 2009-13

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY, PARTIALLY VACATING FOR STREET PURPOSES THE
RIGHT OF WAY FOR A PORTION OF CHATHAM STREET**

WHEREAS, a portion of the westerly end of Chatham Street in the Township of Chatham from its intersection with Rose Terrace easterly for a distance of 250 feet has never been paved or used for street purposes and thus constitutes a paper street; and

WHEREAS, the Township has constructed a paved bike path ten (10) feet in width through said portion of Chatham Street; and

WHEREAS, the Township has no need for said portion of Chatham Street to be used for street purposes, but desires to retain the right of way for a bike path and for vehicular access to Chatham Street and a Township of Chatham pump station for emergency and maintenance purposes and it appearing that the public interest will be better served by vacating said portion of Chatham Street for street purposes;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey, as follows:

1. The portion of Chatham Street as shown on the Tax Map of the Township of Chatham from its westerly intersection with Rose Terrace and running easterly for a distance of 250 feet and for its entire width thereof is hereby vacated for street

purposes, but that its right of way designation for a bike path and for vehicular access for emergency and maintenance purposes is hereby retained.

2. All rights and privileges possessed by public utilities, as defined by R. S. 48:2-13, and by any cable television company, as defined in the Cable Television Act, P.L. 1972, c.186 (N.J.S.A. 48:5A-1 et seq.) to maintain, repair and replace facilities, in, adjacent to, over or under Chatham Street are hereby expressly reserved from vacation.
3. The Mayor and Township Clerk are authorized to execute such documents as may be necessary to effectuate such purpose.
4. This ordinance shall take effect and be recorded in the Office of the Morris County Clerk in accordance with law.

Introduced: June 11, 2009

TOWNSHIP OF CHATHAM, COUNTY OF
MORRIS, STATE OF NEW JERSEY

Adopted:

Attest:

BY: _____
Kevin R. Tubbs, Mayor

Joy M. Wiley, Clerk