

NOTICE OF INTRODUCTION

This Ordinance #2017 published herewith was introduced and passed upon first reading at the regular meeting of the Borough Council of the Borough of South Plainfield held on February 17, 2015. It will be further considered for final passage after a public hearing to be held on March 2, 2015, at the Municipal Building, 2480 Plainfield Avenue, South Plainfield, NJ at 7:00 p.m. or as soon thereafter as the matter may be heard, at which time and place any persons desire to be heard upon the same will be given an opportunity to be heard. Copies are available free of charge at the Municipal Clerk's Office prior to the public hearing. This ordinance shall take effect immediately after final passage and publication according to law.

Amy Antonides, RMC/CMC
Municipal Clerk

ORDINANCE NO. 2017 AN ORDINANCE VACATING THE BOROUGH'S AUTHORITY AND CONTROL OVER CARNEGIE STREET, A PAPER STREET, WITHIN THE BOROUGH OF SOUTH PLAINFIELD

WHEREAS, there exists within the Borough of South Plainfield, County of Middlesex, State of New Jersey a "paper street" known as Carnegie Street, as shown on the Official Tax Map of the Borough of South Plainfield;

WHEREAS, a request has been made for the Borough to vacate its authority and control over Carnegie Street; and

WHEREAS, the Borough Council has determined that such right-of-way is no longer needed for public use; and

WHEREAS, the Borough does not have any intention to construct a road to be known as Carnegie Street; and

WHEREAS, N.J.S.A. 40:67-19 authorizes the Borough to release and extinguish public rights, and the rights of the Borough, arising from the dedication of a road;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey as follows:

1. The rights of the public and the Borough of South Plainfield in and to Carnegie Street are hereby extinguished and vacated;

2. At least one week prior to the time affixed for consideration of this Ordinance for final passage, a copy thereof, together with a notice of introduction thereof, at a time and place when and where the Ordinance will be further considered for final passage, should be mailed to every person whose land may be effected by this Ordinance insofar as it may be ascertained. Said notices shall be made by the Borough Clerk to the owners of Block 299, Lot 1.01 and Block 300, Lot 1.01;

3. The Borough Clerk shall, within 60 days of the effective date of this Ordinance, file copies of this Ordinance certified by her under the seal of the Borough to be a true copy thereof, together with proof of publication thereof in the office of the Clerk of the County of Middlesex in accordance with the provisions of N.J.S.A. 40:67-21;

4. The Mayor and Council declare this right-of-way to be surplus and not needed for public use;

5. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not effect the remaining portions of this Ordinance, and it shall remain in full force and effect; and

6. In the event of any inconsistencies between the provisions of this Ordinance and any other Ordinance of the Borough of South Plainfield, the provisions herein shall be determined to govern. All other parts, portions and provisions of the revised General Ordinances of the Borough of South Plainfield are hereby ratified and confirmed, except where consistent with the terms hereof.

This Ordinance shall take effect upon final passage and publication in accordance with New Jersey law.