

ORDINANCE NO. 2019-08

**ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF
WARREN, STATE OF NEW JERSEY ABANDONING RIGHT-OF-WAY
PURSUANT TO RESOLUTION NUMBER 04-69**

WHEREAS, EdMark31, LLC is the owner of property located in the Township of Washington (Block 65, Lots 8.02 & 8.03) located along State Highway 31; and

WHEREAS, EdMark31, LLC previously appeared before the Washington Township Land Use Board and was granted a variance permitting the use of lot 8.03 for a new automobile dealership facility as well as minor subdivision allowing a portion of lot 8.02 for the same purpose, as well as to eventually merge lot 8.02 with 8.03 both to be used for the purpose of operating an automobile dealership; and

WHEREAS, several years ago, approval was given by the Washington Township Land Use Board for the use of lot 8.03 for the construction of a now-built building for use by an entity known as Color and Chemical Technologies; and

WHEREAS, there had been previous consideration regarding a potential future roadway extending north through lot 8.03 to the Hawk Pointe Development; and

WHEREAS, the roadways and plans for the Hawk Pointe Development have been constructed in a manner rendering it virtually impossible for any roadway to continue in a northerly direction from Route 31; and

WHEREAS, EdMark31, LLC has requested that the Washington Township Committee review its previous concerns regarding the possible roadway to the Hawk Pointe project and further requested the Washington Township Committee to vacate the easement for the contemplation service road; and

WHEREAS, the Washington Township Committee on March 16, 2004 granted the request of EdMark31, LLC for the Township to vacate or abandon the aforementioned right-of-way (a 50-foot easement) subject to approval of the minor subdivision application and use variance request by the Land Use Board;

WHEREAS, the Washington Township Land Use Board approved on April 14, 2004 a Resolution granting EdMark31, LLC minor subdivision approval with a use variance to permit EdMark31, LLC to utilize block 65, lot 8.03 for a retail automobile sales and service facility; and

WHEREAS, the Washington Township Committee on May 18, 2004 passed Resolution No. 04-69 granting the request of EdMark31, LLC to abandon the aforementioned right-of-way.

Section 1

NOW BE IT THEREFORE ORDAINED, that the Township of Washington, County of Warren, in the State of New Jersey hereby abandons and vacates the right-of-way as described hereinabove pursuant to Resolution No. 04-69.

Section 2

This ordinance shall take effect immediately after passage.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Committee of the Township of Washington held on June 18, 2019 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on September 17, 2019 at 7:30 pm, or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 211 Route 31 North, Washington New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Ann Kilduff, RMC
Township Clerk