

**TOWNSHIP OF MAHWAH
ORDINANCE #1942**

AN ORDINANCE OF THE TOWNSHIP OF MAHWAH, COUNTY OF BERGEN AND STATE OF NEW JERSEY, AUTHORIZING ACCEPTANCE OF AN ACCESS EASEMENT FROM RAMAPOUGH MOUNTAIN INDIANS, INC. ON CERTAIN REAL PROPERTY IDENTIFIED AS BLOCK 1, LOT 131, COMMONLY KNOWN AS 95 HALIFAX ROAD, IN THE TOWNSHIP OF MAHWAH

WHEREAS, the Township of Mahwah is desirous of acquiring an access easement on certain real property situated in the Township of Mahwah, County of Bergen, State of New Jersey, hereinafter described; and

WHEREAS, the Local Lands and Buildings Law, more specifically N.J.S.A. 40A:12-3, 4 and 5, provides the necessary authorization for the acquisition of real property by the Township; and

WHEREAS, Ramapo Mountain Indians, Inc, the owner of the property identified as Block 1, Lot 131, has prepared an Access Easement Agreement ("Access Agreement") that provides for the conveyance of an access easement ("Access Easement") to the Township, as more fully described in the Access Agreement attached hereto as Schedule A; and

WHEREAS, the Township Attorney and Township Engineer have reviewed the Access Easement Agreement and find same to be in acceptable form; and

WHEREAS, the Township Council of the Township of Mahwah does hereby determine to accept said Access Easement as needed for a public purpose.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Mahwah, in the County of Bergen and State of New Jersey, as follows:

SECTION 1. The Township of Mahwah hereby accepts an Access Easement from Ramapo Mountain Indians, Inc., identified as Block 1, Lot 131 and consisting of approximately 9,300 square feet, in exchange for consideration in the amount of \$10,000.00.

SECTION 2. The Mayor and Township Clerk are hereby authorized and directed to execute the Access Agreement attached hereto as Schedule A, as well as any other documents required for the acquisition of the aforesaid Access Easement.

SECTION 3. If any section, paragraph, subsection, clause or provision of this ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this ordinance as a whole or any part thereof.

SECTION 4. All ordinances or parts of ordinances of the Township heretofore adopted that are inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.

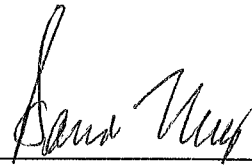
SECTION 5. This Ordinance shall take effect twenty (20) days after final passage, adoption and publication according to law.

Ordinance No. 1942

Page: 3

Dated: September 20, 2021

Attest



David May
Council President



Kathrine G. Coviello
Municipal Clerk

I, Kathrine G. Coviello, Municipal Clerk of the Township of Mahwah, hereby certify that the within Ordinance was passed and adopted at a meeting of the Township Council held on the 22nd of July, 2021.



Kathrine G. Coviello, RMC/GMC/MMC
Municipal Clerk