

TOWNSHIP OF NEPTUNE  
NOTICE OF FINAL ADOPTION OF ORDINANCE  
ORDINANCE NO. 18-28

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE  
CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING RESIDENT  
ONLY HANDICAPPED PARKING ZONES ON BEACH AVENUE,  
PILGRIM PATHWAY AND FRANKLIN AVENUE

Approved on First Reading: August 13, 2018

Approved, passed and adopted on final reading: September 10, 2018

NOTICE  
ORDINANCE NO. 18-29  
Township of Neptune  
County of Monmouth

NOTICE is hereby given that at a regular meeting of the Township Committee of the Township of Neptune on the 10th day of September, 2018, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Monday, the 24th day of September, 2018, at the Neptune Municipal Complex, Township Committee Meeting Room – 2<sup>nd</sup> Floor, 25 Neptune Blvd. Neptune, New Jersey at 7:00 p.m. to further consider this ordinance for final passage and to give all interested persons an opportunity to be heard concerning this ordinance. Copies of the full text of the ordinance published herewith are available for inspection by the members of the general public who shall request same at the office of the Township Clerk located at the above address. The ordinance is also posted on the Township web site at [www.neptunetownship.org](http://www.neptunetownship.org).

ORDINANCE NO. 18-29

AN ORDINANCE VACATING A PORTION OF SOUTH RIVERSIDE  
DRIVE IN THE TOWNSHIP OF NEPTUNE

WHEREAS, a grant was received by Neptune Township by NJDEP Green Acres in order to construct a walkway along the South River Marina Property of Neptune Township; and

WHEREAS, a walkway along the Shark River Marina Property would be most beneficial for the Township of Neptune and the citizen of Neptune, and the best location to construct said walkway is along the edge of the South River Marina Property where the property meets South River Drive, which presently is a municipal public right-of-way; and

WHEREAS, it would be beneficial and necessary in receiving grant monies to vacate a portion of the right-of-way from Neptune Township to the adjoining South River Marina Property; subject to any approvals necessary by the property owner to construct such walkway.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey as follows:

1. The portion of municipal right-of-way at South Riverside Drive adjacent to Block 5322, Lot 1 in the Township of Neptune, County of Monmouth and State of New Jersey as more particularly described in a metes and bounds description and a map prepared by Peter R. Avakian, P.E., P.L.S., P.P., dated September 4, 2018 respectively and attached hereto and made a part hereof as Exhibit A and B respectively; be and the same are hereby vacated and all public rights therein extinguished and therefore conveyed to Block 522, Lot 1 as the adjacent property owner.
2. The portion of municipal right-of-way at South Riverside Drive adjacent to Block 5322, Lot 2 in the Township of Neptune, County of Monmouth and State of New Jersey as more particularly described in a metes and bounds description and a map prepared by Peter R. Avakian, P.E., P.L.S., P.P., dated September 4, 2018 respectively and attached hereto and made a part hereof as Exhibit C and D respectively; be and the same are hereby vacated and all public rights therein extinguished and therefore conveyed to Block 522, Lot 1 as the adjacent property owner.
3. The portion of municipal right-of-way at South Riverside Drive adjacent to Block 5322, Lot 3 in the Township of Neptune, County of Monmouth and State of New Jersey as more particularly described in a metes and bounds description and a map prepared by Peter R. Avakian, P.E., P.L.S., P.P., dated September 4, 2018 respectively and attached hereto and made a part hereof as Exhibit E and F respectively; be and the same are hereby vacated and all public rights therein extinguished and therefore conveyed to Block 522, Lot 1 as the adjacent property owner
4. The Township of Neptune further reserves for the benefit of public utility companies and any acting sewerage authority and any cable television company the right to maintain, repair and replace utilities or facilities installed by them in, adjacent to, over or through the aforesaid lands.
5. The Township of Neptune, for itself, its successors or assigns, reserves onto itself the right to construct a sidewalk in the vacated properties and the right to construct, install, build, operate, maintain, use, repair, replace and relocate such public utilities and cable television facilities, within the described premises, which it may, at any time hereafter, deem necessary for the public health, safety, convenience and welfare, and the Township of Neptune shall further reserve onto itself the right to use, maintain, repair, replace and relocate all existing utilities and cable television facilities owned or controlled by it, located on or adjacent to, upon or through said lands, and further reserves onto itself an easement over, under, through and across the portion of lands described in Exhibits A through F as may be necessary or expedient for the purpose of maintaining, replacing, relocating, installing, levelling,

constructing, repairing utilities, mains and appurtenances, if any, whenever there exists pipeline or appurtenances thereto beneath the surface of the aforesaid described lands, whether the same be owned by the Township of Neptune or the Neptune Township Sewerage Authority or public utility company.

BE IT FURTHER RESOLVED, that the Township of Neptune Municipal Clerk shall file the within Ordinance within sixty (60) days of the Ordinance becoming effective by certified copy with the Clerk of Monmouth County under the index known as "Vacations".

BE IT FURTHER RESOLVED, that all ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistency only.

BE IT FURTHER RESOLVED, that this Ordinance shall take affect after final passage and publication as provided by law.

Richard J. Cuttrel,  
Municipal Clerk