

ORDINANCE 2211

AN ORDINANCE VACATING THE BOROUGH'S AUTHORITY AND CONTROL OVER POMPONIO AVENUE IN THE BOROUGH OF SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

WHEREAS, Pomponio Avenue is a right-of-way depicted on the Borough's current Tax Map; and

WHEREAS, a portion of Pomponio Avenue was previously vacated, there being no public benefit to such; and

WHEREAS, the Borough believes there is no public benefit to continuing the remainder of Pomponio Avenue as a right-of-way and has no need for such; and

WHEREAS, a request has been made for the Borough to vacate its authority and control over the remaining portion of Pomponio Avenue; and

WHEREAS, the remaining portion of Pomponio Avenue is undeveloped;

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 the street;

NOW, THEREFORE, BE IT ORDAINED 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 Pomponio Avenue as described more particularly in the attached Schedule A are hereby extinguished and vacated.

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

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