

ORDINANCE 2247

**AN ORDINANCE VACATING THE BOROUGH'S AUTHORITY AND CONTROL
OVER A PORTION OF WEST END AVENUE IN THE BOROUGH OF
SOUTH PLAINFIELD, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.**

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

WHEREAS, West End Avenue terminates as a dead end at the point it meets Interstate Route 287;
and

WHEREAS, a portion of West End Avenue at its terminus is between three lots, Lot 2, Block 237, and Lots 2 and 3, Block 536, which lots are owned by different corporate entities, but said entities are wholly owned by the same individual; and

WHEREAS, the portion of West End Avenue at its terminus abutting the referenced lots is not utilized or developed; and

WHEREAS, the Mayor and Council believe there is no public benefit to continuing the remainder of West End Avenue as a right-of-way and that the Borough has no need for such; and

WHEREAS, vacation of said section will allow development of the properties abutting said section which will provide the Borough with tax revenue; and

WHEREAS, a request has been made by the ownership of the referenced lots for the Borough to vacate its authority and control over the section of West End Avenue described in the attached Schedule A; and

WHEREAS, N.J.S.A. 40:67-19 provides authorization of 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 West End 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.