

**BOROUGH OF WEST WILDWOOD
COUNTY OF CAPE MAY, NEW JERSEY**

ORDINANCE NO. 618 (2023)

**AN ORDINANCE ACCEPTING A DRAINAGE EASEMENT OVER A PORTION OF
BLOCK 106, ~~Lot 9~~ – Lot 9.01**

WHEREAS, the Mayor and Borough Commissioners of the Borough of West Wildwood, wish to accept a Drainage Easement for a portion of property designated as Block 106, ~~Lot 9~~, to be known as Lot 9.01, on the next revised Tax Maps of the Borough of West Wildwood, Cape May County (the “Property”), a copy of which is attached hereto as an exhibit; and

WHEREAS, N.J.S.A. 40A:12-4 authorizes the municipality to accept such easement; and

WHEREAS, attached hereto is a form of easement that have been reviewed by the Borough Engineer and Borough Attorney; and

WHEREAS, it appears to the Mayor and Council that the public interest would be served by accepting the easement described herein.

NOW, THEREFORE, BE IT ORDAINED by the by the Board of Commissioners of the Borough of West Wildwood, in the County of Cape May, New Jersey, the Governing Body of the Borough of West Wildwood as follows:

1. The Borough of West Wildwood hereby accepts the above-referenced easement over a portion of the property designated as Block 106, ~~Lot 9~~, to be know as Lot 9.01 on the next revised Tax Maps of the Borough of West Wildwood as more particularly described in the deed of easement attached hereto.

2. The Borough Mayor, Clerk, and such Borough Professionals as are necessary, are hereby authorized and directed to take such actions to effectuate the provisions of this Ordinance including, but not limited to, executing the above-referenced easement in a form substantially similar to that attached hereto and made a part hereof.

3. The Borough Clerk shall, within sixty (60) days of the effective date of this Ordinance, file a copy of this Ordinance certified by her under the seal of the municipality, to be a true copy thereof, together

with proof of publication thereof, in the office of the Clerk of the County of Cape May in accordance with the provisions of N.J.S.A. 40:67-21.

4. At least one (1) week prior to the time fixed for further consideration of this Ordinance for final passage, a copy thereof together with the notice of the introduction thereof, and the time and place when and where the Ordinance will be further considered for final passage shall be mailed to every person whose lands may be affected by this Ordinance so far as may be ascertained. Said notices shall be mailed by the Borough Clerk in accordance with the provisions of N.J.S.A. 40:49-6.

5. This Ordinance shall take effect immediately after final passage, approval and publication as provided by law.

6. All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

7. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

COMMISSIONERS:



 MAYOR MATTHEW J. KSIAZEK



 COMMISSIONER JOHN J. BANNING

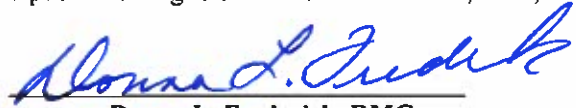


 COMMISSIONER JOSEPH D. SEGREST

First Reading/Introduction: 2023 11-03
 Publication: 2023 11-09

	Motion	Second	Yes	No	Abstain	Absent
Mayor Matthew J. Ksiazek			X			
Commissioner John J. Banning	X		X			
Commissioner Joseph D. Segrest		X	X			

I, **Donna L. Frederick, RMC, Municipal Clerk** of the Borough of West Wildwood, Cape May County, do hereby certify the forgoing to be a true and correct copy of an ordinance introduced and passed on the first reading at the November 3, 2023, Regular Meeting and will be considered for final passage after a public hearing to be held on December 6, 2023, at 9:00am prevailing time.




Donna L. Frederick, RMC
Municipal Clerk

COMMISSIONERS:



MAYOR MATTHEW J. KSIAZEK



COMMISSIONER JOHN J. BANNING



COMMISSIONER JOSEPH B. SEGREST

Second Reading/Public Hearing: 2023 12-06
Publication: 2023 12-13

	Motion	Second	Yes	No	Abstain	Absent
Mayor Matthew J. Ksiazek			X			
Commissioner John J. Banning	X		X			
Commissioner Joseph D. Segrest		X	X			

I, **Carl O'Hala, Deputy Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of an Ordinance finally adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey after a public hearing held on December 6, 2023, at 9:00am prevailing time.



Carl O'Hala
Deputy Municipal Clerk