

## Borough of Hillsdale

### Ordinance Number 10-05

#### (Adoption)

#### **Title: An Ordinance Vacating a Portion of Property at Block 1702, Lot 7 in the Borough of Hillsdale**

**WHEREAS**, the Borough Council of the Borough of Hillsdale has determined that it is in the best interest of the public to vacate rights over a certain portion of property located known as Lot 7, Block 1702 within the Borough of Hillsdale, pursuant to N.J.S.A. 40:67-1 and N.J.S.A. 40:67-19; and

**WHEREAS**, the property is “located at the edge of a filed map” and thus “a marginal street” based on filed map 161, dated May 19, 1950, known as Map of Property of Hunt-Kal Co. Inc., Borough of Hillsdale, Bergen County, New Jersey, prepared by Hobleman, Argenti & Kuhn, Civil Engineers, Westwood, New Jersey.

**NOW, THEREFORE, BE IT ORDAINED**, by the Borough Council of the Borough of Hillsdale:

Section 1. The following tract of land within the Borough of Hillsdale, is hereby vacated:

BEGINNING at the southeasterly side of Everdell Avenue at a point distant three hundred nineteen and seventy four hundredths (319.74) feet southwesterly from the southerly line of Washington Avenue and running; thence.

1. South forty-four (44) degrees, eleven (11) minutes west sixty-one and thirty-nine hundredths (61.39) feet; thence
2. North forty-four (44) degrees, thirty-one (31) minutes thirty (30) seconds West eighteen and thirty-four hundredths (18.34) feet; thence
3. North sixteen (16) degrees, forty-four (44) minutes East sixty-eight and seventy-three hundredths (68.73) feet; thence
4. South forty-five (45) degrees, forty-nine (49) minutes East fifty (50) feet to the Point and Place of BEGINNING.

Section 2. Specifically excepted and reserved from this vacation are all rights and privileges now possessed by public utilities, as defined in N.J.S.A 48:2-13, and by any cable company, as defined in the "Cable Television Act," P.L. 1972, c.186 (C.48:5A-1 et seq.).

Section 3. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

Section 4. All Ordinances or any provisions of any ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies and not otherwise.

WHEREAS, the Borough Council of the Borough of Hillsdale has determined that it is in the best interest...

Section 5. This Ordinance shall become effective upon final passage and publication according to law.

**BE IT FURTHER ORDAINED**, that upon final passage that the Municipal Clerk transmit a certified copy for filing to the office of the County Clerk along with proof of publication.

<b>Council member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>
Arnowitz, Max			X			
DeJoseph, Jonathan			X			
Giancarlo, Michael			X			
Hanlon, Marie	x		X			
Schiavone, Donna		x	X			
Weinstein, Andrew			X			

Adopted: April 28, 2010

Attest:

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Robert P. Sandt, RMC  
Municipal Clerk

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Mayor John Sapanara