

ORDINANCE 2024-26

*Borough of Metuchen
County of Middlesex
State of New Jersey*

ORDINANCE RELEASING, EXTINGUISHING AND VACATING THE SAFETY PLACE PUBLIC RIGHTS OF WAY IN AND TO PORTIONS OF PROPERTY LOCATED ON BLOCK 132, LOTS 10, THROUGH 27 AND 46 THROUGH 51, COMMONLY KNOWN AS PORTIONS OF SAFETY PLACE

WHEREAS, the Borough of Metuchen is in the process of the design and construction of a new Emergency Services Building and Outbuilding Project to be located at 1 Safety Place, Metuchen New Jersey for among other things a new location for the Metuchen Fire Department and Metuchen EMS (“Emergency Services Building Project”); and

WHEREAS, the Borough has acquired and/or has title to Block 132, Lots 10 through 27, and Lots 40 through 51 for the Project; and

WHEREAS, in consultation with the Borough Engineer and the Design Consultant for the Emergency Services Building Project, the Borough of Metuchen has determined that a portion of the forty (40) foot Safety Place right of way adjoining the properties located at Block 132, Lots 10 through 27, and 46 through 51 is no longer necessary to the Borough of Metuchen to serve as a public roadway and the vacation of portions of the forty (40) foot right of way is necessary for the completion of the Project; and

WHEREAS, the Borough Engineer has prepared a Vacation Map of a portion of Safety Place along with a Description of the Property to be vacated and become part of Block 132, Lots 10-27, and Lots 46-51, a copy of which is attached hereto and incorporated herein; and

WHEREAS, the portion of the Safety Place Right of Way to be vacated herein contains approximately 13,156 square feet or .302 acres; and

WHEREAS, the Council of the Borough of Metuchen has determined that the vacation of the portions of the Safety Place Right of Way described by the Borough Engineer is in the best interest of the Borough in light of the fact that the portion of the right of way is no longer necessary to serve as a public right of way or roadway and that the vacation is in furtherance of a public interest in the completion of the Emergency Services Building Project.

NOW THEREFORE BE IT ORDAINED by the Council of the Borough of Metuchen, County of Middlesex, that it hereby releases, extinguishes and forever vacates all rights, interests, and entitlements in the portions of Safety Place Right of Way as set forth on the Map and description attached hereto and made part hereof; and

BE IT FURTHER ORDAINED by the Mayor and Council that all remaining portions of Safety Place and the Right of Way not vacated or referenced herein shall not be affected hereby and shall remain in full force and effect; and

BE IT FURTHER ORDAINED that the Borough Council hereby authorizes the Mayor, Borough Clerk, Borough Administrator and other necessary Borough officials to execute and deliver all necessary documents and undertake all actions reasonably necessary to effectuate the aforementioned vacation and this Ordinance; and

BE IT FURTHER ORDAINED that within sixty (60) days after this Ordinance becomes effective, the Borough Clerk shall file a copy thereof, certified by under the Seal of the Borough of Metuchen to be a true copy of such Ordinance, together with a proof of publication thereof, in the office of the Middlesex County Clerk to be recorded in a book with proper index to be provided for this purpose entitled “vacations”, in accordance with the provisions of N.J.S.A. 40:67-21; and

BE IT FURTHER ORDAINED by the Mayor and Council that if any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall continue in full force and effect, and to this end, the provisions of this Ordinance are hereby declared to be severable; and

BE IT FURTHER ORDAINED by the Mayor and Council that this ordinance shall become effective immediately upon final passage and publication as provided by law.

Introduction: November 18, 2024
 Date of Publication: November 22, 2024

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH	X				HYMAN	X			
DELIA	X				JETHWANI	X			
GIAMBOI	X				KANDEL	X			
MOTION	DELIA			SECOND			GIAMBOI		
X – INDICATES VOTE			AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on November 18, 2024.

 Deborah Zupan, RMC
 Borough Clerk

Adopted: December 9, 2024
Date of Publication: December 13, 2024

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH	X				HYMAN	X			
DELIA	X				JETHWANI	X			
GIAMBOI				X	KANDEL				X
MOTION	DELIA			SECOND			BRANCH		
X – INDICATES VOTE				AB- ABSENT			NV- NOT VOTING		

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on December 9, 2024.

Deborah Zupan, RMC
Borough Clerk

ATTEST:

BOROUGH OF METUCHEN

Deborah Zupan, RMC
Borough Clerk

By: _____
Jonathan M. Busch
Mayor