

O-22-38
11/9/22

AN ORDINANCE
TO AUTHORIZE THE ACCEPTANCE OF A SIDEWALK EASEMENT ACROSS
22ND STREET BAYONNE OWNER LLC'S LAND IN FAVOR OF THE CITY OF
BAYONNE (THE "CITY") FOR THE PROPERTY KNOWN AS BLOCK 451, LOT
1.02 FOR THE CITY'S BENEFIT AND FOR THE BENEFIT OF THE PUBLIC

WHEREAS, 22nd Street Bayonne Owner LLC, having an office at 12121 Wilshire Boulevard, #801, Los Angeles, California, 90002 is the owner of the property known as 103-143 East 22nd Street, Bayonne, Hudson County, New Jersey which is identified as Block 451, 1.02 (said Lot 1.02 being formerly Block 451, Lots 1.01 and 1.011) on the Official Tax Map of the City of Bayonne (the "Property"); and

WHEREAS, in furtherance of the development of said property, 22nd Street Bayonne Owner LLC has agreed to grant and convey to the City of Bayonne for its benefit and for the benefit of the general public, a nonexclusive agreement, license, right and privilege of ingress, egress, passage and use for pedestrians across the Property, as more particularly set forth in Declaration of Sidewalk Easement Agreement attached hereto as Exhibit A; and

WHEREAS, the City of Bayonne is desirous of accepting said Sidewalk Easement;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, NEW JERSEY AS FOLLOWS:

Section 1. That said Sidewalk Easement from 22nd Street Bayonne Owner LLC is hereby accepted.

Section 2. That said Sidewalk Easement shall be (a) in accordance with the metes and bounds description dated May 4, 2022 prepared by Dynamic Survey, LLC, 1904 Main Street, Lake Como NJ attached hereto and made a part hereof, (b) the Easement Exhibit dated May 4, 2022 attached hereto and made a part hereof, prepared by

Section 3. That said Sidewalk Easement shall be in substance and form as is approved by the Law Department.

Section 4. The Mayor and City Clerk are hereby authorized to execute a Declaration of Sidewalk Easement Agreement in form and substance similar to that which is attached hereto as Exhibit A and to execute any and all other documents necessary to effectuate the intents and purposes thereof.

Section 5. That said Declaration of Sidewalk Easement shall be recorded in the Office of the Hudson County Register.

JFC:nmi