

O-16-53
08/24/16

**AN ORDINANCE OF THE CITY OF BAYONNE, COUNTY OF HUDSON,
NEW JERSEY AUTHORIZING THE EXECUTION OF AN EASEMENT TO
662 AVENUE C URBAN RENEWAL, LLC**

WHEREAS, the City of Bayonne, in the County of Hudson, New Jersey (the “**City**”), a public body corporate and politic of the State of New Jersey (the “**State**”) is the owner of a public right of way known as Avenue C in the City of Bayonne, County of Hudson, and State of New Jersey, (the “**City’s Property**”); and

WHEREAS, 662 Avenue C Urban Renewal, LLC (the “**Redeveloper**”) is the owner in fee simple of real property located to the west of Avenue C and designated as Block 163, Lot 45 in the City of Bayonne, County of Hudson, State of New Jersey (the “**Redeveloper’s Property**”) shown on the official tax map of the City of Bayonne; and

WHEREAS, the Redeveloper intends to construct a residential multiple dwelling building on the Redeveloper’s Property (the “**Project**”) that requires the construction of storm water piping and related storm water facilities (the “**Storm Water Retention Facilities**”) for the installation, maintenance, repair, replacement and operation of the Project ; and

WHEREAS, the City wishes to convey an easement to Redeveloper to permit the construction of the Storm Water Retention Facilities over, under and across the City’s Property for the installation, maintenance, repair, replacement and operation of the Storm Water Retention Facilities, which description is annexed hereto as **Exhibit A** (“**Easement Premises**”); and

WHEREAS, the City believes that the conveyance of an easement over and on the City’s Property will allow for a building design that offers improved planning and zoning perspective that will benefit the City and its residents; and

WHEREAS, the Municipal Council of the City of Bayonne agrees that conveyance of the easement to the Redeveloper is necessary, and as such execution and recording of said easement is appropriate.

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

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. An easement by the City of Bayonne for the benefit of 662 Avenue C Urban Renewal, LLC for the purposes set forth herein is hereby approved.

Section 3. The Mayor or his designee is hereby authorized to execute an easement by the City of Bayonne for the benefit of 662 Avenue C Urban Renewal, LLC on behalf of the City of Bayonne.

Section 4. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Section 5. A copy of this Ordinance and easement by the City of Bayonne for the benefit of 662 Avenue C Urban Renewal, LLC, shall be available for public inspection at the office of the City Clerk during regular business hours.

Section 6. This Ordinance shall take effect in accordance with all applicable laws.

Exhibit A
Easement Premises

Claudia B. Faraldi, President
Director of Management



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**Description of a proposed underground utility easement over 30th Street and Avenue "C"
Right of Ways benefitting Lot 45, Block 163,
Tax Map of City of Bayonne, Hudson County, New Jersey**

Commencing at a point formed by the intersection of the easterly line of **Avenue "C"**, a paved roadway with a 100 foot right of way and the southerly line of **Thirtieth Street**, a paved roadway having a 70 foot right of way, and running thence

- 1) South 32° 51' 00" West 100.00 feet along said easterly line of **Avenue "C"** to a point, thence
- 2) North 57° 09' 00" West 20.09 feet to a point, thence
- 3) North 32° 51' 00" East 117.33 feet, parallel to and 20.09 feet west of the first course, to a point, thence
- 4) South 57° 20' 05" East 120.09 feet to a point, thence
- 5) South 32° 51' 00" West 17.39 feet to a point in the said southerly line of **Thirtieth Street**, thence
- 6) North 57° 20' 05" West 100.00 feet along said southerly line to the point or place of beginning

Containing an area of 4,097 Square feet or 0.094 acres

Prepared by,

Albert N. Faraldi, PLS PP

Member of New Jersey Society of Professional Land Surveyors ⊕ American Congress on Surveying & Mapping ⊕ National Society of Professional Surveyors
Boundary Surveys ⊕ Topographic Surveys ⊕ Engineering Surveys ⊕ Construction Layout ⊕ Hazardous Site Surveys