ORDINANCE NO. 2025-07

AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZING A CROSS-ACCESS EASEMENT WITH THE OWNER OF BLOCK 21.01, LOT 54, FOR ACCESS BETWEEN LOT 54 AND THE BOROUGH PARKING LOT LOCATED AT BLOCK 21.01, LOT 49

WHEREAS, the Borough of Keyport is in receipt of a memorandum dated June 10, 2024 from Michael T. Brusca, Civil Engineer Trainee, of the County of Monmouth, Department of Public Works & Engineering, regarding a project identified as KPSP10543 Detour Gallery County Route 4, Broad Street, Block 21.01, Lot 54, Borough of Keyport; and

WHEREAS, said memorandum outlines recommendations by the County of Monmouth for said project, including but not limited to a cross access easement from the Borough of Keyport to the owner of Block 21.01, Lot 54 for the purpose of allowing patrons of Lot 54 to use the parking facility owned by the Borough and located at Block 21.01, Lot 49 by vehicle and/or foot; and

WHEREAS, the Mayor and Borough Council wish to comply with the County of Monmouth's recommendation to convey a cross access easement to the owner of Block 21.01, Lot 54 to allow its patrons to utilize the Borough's parking facility located at Block 21.01, Lot 49; and

WHEREAS, N.J.S.A. 40A:12-16 allows a municipality to exchange property interests when it is in the public interest to do so and when the value of the land and consideration received is at least of equal value to, and the acquisition is more advantageous to, the municipality for public use than the lands to be conveyed by the municipality; and

WHEREAS, the Borough Tax Assessor has evaluated the properties and has concluded that the mutual exchange of cross-access easements between the two properties will be of equal value.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Keyport, the County of Monmouth, State of New Jersey, that a cross access easement between Block 21.01, Lot 49 and Block 21.01, Lot 54 may be granted by the Borough as recommended by the County of Monmouth; and

BE IT FURTHER ORDAINED that the Mayor and Borough Clerk are hereby authorized to take any and all action to effectuate the purpose of this Ordinance, including the execution of any documents relating thereto.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon adoption and publication according to law.

Introduced: May 6, 2025

Public Hearing: May 20, 2025

Adopted: May 20, 2025

Michele Clark, RMC
Borough Clerk

Rose P. Araneo, Mayor
Borough of Keyport