

**TOWNSHIP OF LAFAYETTE
SUSSEX COUNTY, NEW JERSEY**

ORDINANCE 2017-02

AN ORDINANCE TO VACATE AND RELEASE A RESTRICTION
IN THE TOWNSHIP OF LAFAYETTE – BLOCK 7, LOT 36.07

WHEREAS, a restriction (the “Restriction”) on and encumbering property known as Block 7, Lots 36.07 (the “Restricted Property”) was placed on the Restricted Property by the Lafayette Township Land Use Board to prohibit construction on the Restricted Property; and

WHEREAS, the purpose of the Restriction was to prohibit construction on the Restricted Property, an undersized lot; and

WHEREAS, the owner of Block 7, Lot 37, a developed lot, purchased the Restricted Property and intends to legally merge both lots; and

WHEREAS, to prevent the Restriction on Lot 36.07 from encumbering Lot 37 which is developed with a single-family home, based on the merger of the two lots, the Township Committee has concluded that there was no reasonable basis for the continuation of the restriction.

NOW, THEREFORE, BE IT ORDAINED by the Lafayette Township Committee, County of Sussex, and State of New Jersey as follows:

Section 1. The Restriction that encumbers Lot 36.07 preventing construction on that lot is hereby vacated and released.

Section 2. That the vacation of the Restriction on the above Restricted Property shall in no way affect any private rights which may exist at the time of passage and adoption of this Ordinance.

Section 3. That pursuant to law, all rights and privileges possessed by any public utility are hereby reserved and exempted from the effects of this Ordinance.

Section 4. That a copy of this Ordinance by the Township Clerk, together with a certified copy of the proof of publication thereof, shall be filed in the proper County Office according to law.

Section 5. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this

Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 6. All Ordinances or part of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 7. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

Annarose Fedish, Township Clerk

Gregory Corcoran, Mayor

LEGAL NOTICE OF FINAL ADOPTION

Notice is hereby given that the above Ordinance was introduced and passed on first reading at a meeting of the Township Committee of the Township of Lafayette, in the County of Sussex, State of New Jersey, held in the municipal building on the 17th day of January, 2017, and the same came up for final passage at a meeting of the said Township Committee on the 7th day of February, 2017 at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the Township according to law. By order of the Township Committee of the Township of Lafayette, County of Sussex and State of New Jersey.

AnnaRose Fedish, RMC
Municipal Clerk