

**TOWNSHIP OF MOORESTOWN**

**ORDINANCE NO. 23-2010**

**AUTHORIZING ACCEPTANCE OF STORMWATER DRAINAGE EASEMENT OVER  
BLOCK 4402, LOT 2 AND ACCEPTANCE OF ASSIGNMENT OF DRAINAGE  
EASEMENT LOCATED ON BLOCK 4402, LOT 1**

**WHEREAS**, the Township Council of the Township of Moorestown (the “Township”) is in the process of working with the STATION SQUARE CONDO ASSOCIATION (the “Association”) to provide the Township with the right and ability to operate and maintain stormwater conveyance facilities, consisting of pipes, inlets and manholes, located on property owned by the Association or in which the Association has easement rights; and

**WHEREAS**, in order to operate and maintain the stormwater conveyance facilities, the Township requires a stormwater drainage easement with temporary construction easements over property at Block 4402, Lot 2; and

**WHEREAS**, in addition, the Township requires the Association to assign to the Township the Association’s rights to a drainage easement located over a portion of property at Block 4402, Lot 1; and

**WHEREAS**, the Association has agreed to provide a stormwater drainage easement with temporary construction easements over Lot 2 to the Township for the benefit of the Township; and

**WHEREAS**, the Association has further agreed to assign the Association’s rights to a drainage easement over a portion of Lot 1 to the Township for the benefit of the Township; and

**WHEREAS**, the Township Attorney has drafted a Stormwater Drainage Easement and an Assignment of Drainage Easement, copies of which are attached hereto and incorporated herein by reference; and

**WHEREAS**, the Township desires to accept the Stormwater Drainage Easement and the Assignment of Drainage Easement for the benefit of the health, safety, and welfare of its residents and the public generally.

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey, that the Township hereby accepts a Stormwater Drainage Easement from the Association over Block 4402, Lot 2, and the Assignment of Drainage Easement from the Association over a part of Block 4402, Lot 1, in the forms substantially similar to the forms attached hereto and incorporated herein by reference.

**BE IT FURTHER ORDAINED**, that the Township Attorney and the Township Clerk are hereby authorized to take such steps as necessary to ensure the filing of the within

Stormwater Drainage Easement and Assignment of Drainage Easement with the Office of the Burlington County Clerk.

Severability. If any section, paragraph, sentence, clause, phrase, term, provision or part of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid or unenforceable for any reason, such judgment shall not affect, impair or invalidate the remainder hereof, but shall be confined in its operation to the section, paragraph, sentence, clause, phrase, term, provision or part hereof directly involved in the controversy in which such judgment shall have been rendered.

Repealer. Any and all other ordinances inconsistent with any terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Effective Date. This ordinance shall take effect upon proper publication and in accordance with law.

Short Title. This ordinance shall be known as Ordinance No. 23-2010.

CERTIFICATION

I, Patricia L. Hunt, hereby certify that Ordinance No. 23-2010 was introduced and adopted on first reading by the Township Council at a meeting held on October 18, 2010. This ordinance was duly adopted by the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey at a meeting of the Township Council held on November 8, 2010.

VOTE:	
BUTTON	YES
TESTA	YES
GALLO	YES
BRODER	YES
ROCCATO	YES

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Patricia L. Hunt, Township Clerk