

TOWNSHIP OF MOORESTOWN

ORDINANCE NO. 2-2007

**AUTHORIZING ACCEPTANCE OF A
STORMWATER DRAINAGE AND PRESERVATION EASEMENT
FROM KEVIN AND MARY WEINSTEIN
ON LOTS 2.01 AND 10 IN BLOCK 8100 IN THE TOWNSHIP OF MOORESTOWN**

WHEREAS, the Planning Board of the Township of Moorestown granted approval of a minor subdivision of Lots 2, 2.01 and 10 in Block 8100 and memorialized the approval in Planning Board Resolution No. 04-92 adopted on April 7, 2005; and

WHEREAS, the approval included a condition that an easement be provided along the limits of Kendle's Run where it exists on Lots 2.01 and 10 in Block 8100, in accordance with §158-17E(2) of the Moorestown Subdivision of Land Ordinance; and

WHEREAS, Kevin and Mary Weinstein were the applicants for the subdivision and are the owners of Lots 2.01 and 10 in Block 8100 and have offered a Stormwater Drainage and Preservation Easement to fulfill the Planning Board and Ordinance requirements; and

WHEREAS, the purposes of the Easement are to assure adequate drainage and/or collection and storage of storm water, and to preserve the natural features of the terrain; and

WHEREAS, the Easement gives the Township of Moorestown the right to enter the Easement area to implement the purposes of the Easement, but the Township of Moorestown is not obligated to do so; and

WHEREAS, the Planning Board attorney has reviewed and approved the Easement;

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Moorestown in the County of Burlington in the State of New Jersey, as follows:

Section 1. That it hereby accepts the Easement as presented by Kevin and Mary Weinstein and authorizes the Mayor and Township Clerk to sign the Deed of Easement on behalf of the Township.

Section 2. That the Easement shall be recorded in the office of the Burlington County Clerk.

Section 3. That the tax maps be revised to show the location of the Easement.

Section 4. **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.

Section 5. **Repealer.** Any and all other ordinances inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 6. **Effective Date.** This ordinance shall take effect upon proper publication in accordance with law.

Section 7. **Short Title.** This Ordinance shall be known as Ordinance No. 2-2007.

RGH-01/10/07

NOTICE AND CERTIFICATION

The ordinance published herewith was introduced and passed upon first reading at a meeting of the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey, held on January 22, 2007. This ordinance will be further considered for final passage by the Township Council at a meeting to be held in the Council Chambers of Moorestown Township, 111 West Second Street, Moorestown, NJ on February 5, 2007 at 8pm or at any time and place to which such meeting may be adjourned. All persons interested will be given the opportunity to be heard concerning such ordinance. During the week prior to and including the date of such further consideration, copies will be made available at the Municipal Clerk's Office in said Municipal Building to any member of the general public who shall request such copies.

Patricia L. Hunt, Township Clerk