

LEGAL NOTICE

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MUNICIPAL ORDINANCES**

NOTICE OF INTRODUCTION

NOTICE IS HEREBY GIVEN, that the following Ordinance was submitted in writing at a Meeting of the Township Council of the Township of Parsippany-Troy Hills, in the County of Morris and State of New Jersey, held on **July 24, 2018** introduced and passed on first reading and the governing body will further consider the same for second reading and final passage thereof at a Meeting to be held on **August 21, 2018** at 7:30 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township at which time and place a Public Hearing will be held thereon by the governing body, and all persons and citizens in interest shall have an opportunity to be heard concerning same. A copy of this ordinance has been posted on the Bulletin Board in the Municipal Building. During the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's Office in said Municipal Building to the members of the general public who shall request the same.

KHALED MADIN
Township Clerk

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY**

ORDINANCE NO. 2018:13

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY TROY-HILLS, MORRIS COUNTY, NEW JERSEY GRANTING A
UTILITY EASEMENT TO MORRIS CORPORATE CENTER VI, LLC OVER A
PORTION OF BLOCK 136, LOT 44 ON THE TAX MAP OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS**

WHEREAS, Morris Corporate Center VI, LLC ("Grantee") is the owner of a certain tract of real property situated in the Township of Parsippany-Troy Hills, County of Morris, and State of New Jersey, being commonly known as 100 Cherry Hill Road and shown as Block 136, Lots 44 and 76 on the tax map of the Township of Parsippany-Troy Hills (the "Grantee Property"); and

WHEREAS, in connection with the prior dedication of certain sanitary sewer and roadway improvements located on part on the Grantee Property, Grantee previously conveyed to the Township of Parsippany-Troy Hills ("Grantor" or "Township") in fee simple a certain tract of real property situated in the Township of Parsippany-Troy Hills, County of Morris, and State of New Jersey, more particularly described on Exhibit A attached to and made a part of the proposed Utility Easement Agreement (the "Grantor Property"), which Grantor Property was

until such conveyance previously a portion of the Grantee Property and more particularly a portion of Block 136, Lot 44 on the tax map of the Township of Parsippany-Troy Hills; and

WHEREAS, certain utilities that serve or will serve the Grantee Property have been installed below and beneath the Grantor Property; and

WHEREAS, Grantee desires an easement over the Grantor Property for the continued location, operation, and, from time to time, maintenance, repair, and replacement, of said utilities; and

WHEREAS, Grantor does agree to convey to Grantee an easement over, upon and across Grantor Property for the continued location, operation, and, from time to time, maintenance, repair, and replacement, of said utilities as set forth in the proposed Utility Easement Agreement; and

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq., permits the conveyance of an interest in land not needed for public purposes; and

WHEREAS, the Township Council has determined that the grant of easement is in the best interests of the Township.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Parsippany-Troy Hills, in Morris County, State of New Jersey as follows:

SECTION 1. The Township Council hereby approves of the grant of easement over a certain tract of real property situated in the Township, owned by it, more particularly described on Exhibit A attached to and made a part of the proposed Utility Easement Agreement.

SECTION 2. The Mayor and Township Clerk are hereby authorized to execute all documents necessary for the conveyance of the Easement, including but not limited to executing the Utility Easement Agreement and other conveyance documents.

SECTION 3. The land subject to the easement is not needed for public purpose and it is determined to be in the best interests of the Township to permit such easement.

SECTION 4. 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 5. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 6. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.