

**RESOLUTION 2022-109**

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN  
THE DEED TO VACATE A PORTION OF CONSERVATION, OPEN SPACE,  
DRAINAGE AND UTILITY R.O.W. EASEMENT ON BLOCK 11, LOT 3.10**

WHEREAS, Block 11, Lot 13, commonly known as 1 Mockingbird Drive, was created by a certain Filed Map entitled "Final Plat Major Subdivision of Block 11, Lot 3 filed in the Monmouth County Clerk's Office on July 6, 2001 in Filed Map Case 282-02; and

WHEREAS, the Final Plat Major Subdivision dedicated to Colts Neck Township a 79,867.77 Conservation, Open Space and Utility Right-of-Way Easement on Block 11, Lot 3.10; and

WHEREAS, Mr. Alfred Papetti appeared at the January 12, 2022 Township Committee meeting requesting 4,138.69 square feet of the existing easement be vacated to eliminate a potable well and detached garage encroachment as well as to allow the construction of a 22.5 foot x 40 foot detached garage; and

WHEREAS, the Colts Neck Township Committee approved the portion of the easement vacations subject to installing landscape mitigation plantings and other requirements contained in the Township Planner's December 20, 2021 memorandum; and

WHEREAS, one of the requirements in the Township Planner's memorandum was the preparation of a Deed to Vacate a Portion of Conservation, Open Space, Drainage and Utility ROW Easement on Block 11, Lot 3.10; and

WHEREAS, the form of the Deed to Vacate a Portion of the Conservation, Open Space, Drainage and Utility R.O.W. Easement has been reviewed and approved by the Township Attorney and the Township Engineer has approved the attached Metes and Bounds Description.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of Colts Neck Township, in the County of Monmouth, and the State of New Jersey that it hereby approves and authorizes the Mayor to sign the Deed to Vacate a Portion of the Conservation, Open Space and utility R.O.W. Easement.

I Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 8<sup>th</sup> day of June, 2022.



Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Bartolomeo		X			
Deputy Mayor Fitzpatrick	M	X			
Torchia Buss		X			
Rizzuto		X			
Viola	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent.					