



©

# Borough of Netcong

23 MAPLE AVENUE  
NETCONG, NEW JERSEY 07857

TEL (973) 347-0252  
FAX (973) 347-3020

cc: Adm.

February 13, 2012



TO: Borough of Stanhope  
Township of Mt. Olive  
Township of Roxbury  
Borough of Hopatcong

RE: Ordinance #2012-4

The following Ordinance #2012-4 **“AN ORDINANCE TO VACATE A PORTION OF THE FLANDERS ROAD RIGHT-OF-WAY LOCATED IN THE BOROUGH OF NETCONG, COUNTY OF MORRIS AND STATE OF NEW JERSEY”**, was introduced by the Mayor and Council of Netcong on February 9, 2012. A public hearing will be held on March 8, 2012 when said Governing Body will further consider same for second reading and final adoption. The public hearing and final adoption will be held at 7:30 p.m. at the Municipal Building, 23 Maple Avenue, Netcong, N.J.

If you have any comments or questions regarding the above referenced ordinance, please contact me at 973-347-0252 Ext. 105 or email me at [boroughclerk@netcong.org](mailto:boroughclerk@netcong.org).

Sincerely,

Dolores Dalessandro  
Borough Clerk

**AN ORDINANCE TO VACATE A PORTION OF THE FLANDERS  
ROAD RIGHT-OF-WAY LOCATED IN THE BOROUGH OF  
NETCONG, COUNTY OF MORRIS AND STATE OF NEW JERSEY**

**WHEREAS**, there is in existence in the Borough of Netcong, County of Morris and State of New Jersey, a certain street known as Flanders Road, a portion of which is an undeveloped right-of-way; and

**WHEREAS**, the public necessity and general welfare of the inhabitants of the Borough of Netcong do not require that said unimproved portion of Flanders Road as described herein below be opened and maintained as a public street; and

**WHEREAS**, a release and extinguishment of the public rights and interests in said unimproved portion of Flanders Road arising from any dedication thereof would be in the public interest.

**NOW, THEREFORE, BE IT ORDAINED**, by the Borough Council of the Borough of Netcong, in the County of Morris and State of New Jersey as follows:

**SECTION 1.** The unimproved portion of a street herein described and known as Flanders Road, and more specifically set forth in the attached Schedule "A" prepared by Daniel E. Yuhas, P.L.S., be and the same is hereby vacated and the public rights therein be and the same are hereby forever extinguished, and the said lands referred to shall be held by the adjoining owner or owners thereof free and discharged from any public rights, as if said public rights, if any there by, had never existed.

**SECTION 2.** Any and all rights and privileges now possessed by public utilities, as defined in R.S. 48:2-13, and by any cable television company, as defined in the Cable Television Act, P.L. 1872 c. 1986, (N.J.S.A. 48:5A-1, et seq.) to maintain, repair and replace existing

facilities in, adjacent to, over and under the portion of Flanders Road hereby vacated be and the same are hereby expressly reserved and accepted from said vacation.

**SECTION 3.** The Borough Clerk, shall within sixty (60) days after this Ordinance becomes effective, file a certified copy thereof, under the seal of the Borough of Netcong, together with a copy of the proof of publication thereof, in the Office of the Clerk of Morris County.

**SECTION 4.** All ordinances of the Borough of Netcong which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 5.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held unconstitutional or invalid, such decision shall not effect the remaining portions of this Ordinance.

**SECTION 6.** This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

**NOTICE IS HEREBY GIVEN**, that the foregoing Ordinance was introduced in writing at a meeting of the Borough Council of the Borough of Netcong, County of Morris and State of New Jersey, held on the 9<sup>th</sup> day of February, 2012, introduced and read by title and passed on the first reading and that the said Governing Body will further consider the same for second reading and final passage thereon at a meeting to be held on the 8<sup>th</sup> day of March, 2012, at 7:30 p.m., prevailing time, at the Municipal Building in said Borough , 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.

INTRODUCED: February 9, 2012

ADOPTED:

Attest:

---

Dolores Dalessandro  
Borough Clerk