

**NOTICE OF FINAL PASSAGE  
ORDINANCE #1379  
OF THE TOWNSHIP OF HADDON, COUNTY OF CAMDEN, AND STATE OF NEW  
JERSEY, VACATING, RELEASING AND EXTINGUISHING ANY AND ALL PUBLIC  
RIGHTS TO A PORTION OF THE PAPER STREET KNOWN AS HILLSIDE AVENUE  
BETWEEN THE LIMITS OF CRESCENT BOULEVARD AND VEASEY AVENUE, AS  
SHOWN ON THE TAX MAP OF THE TOWNSHIP OF HADDON, SUBJECT TO  
CERTAIN TERMS AND CONDITIONS REQUIRED BY LAW**

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**WHEREAS**, there exists in the Township of Haddon (“Township”), County of Camden, State of New Jersey a paper street known as Hillside Avenue as shown on the Official Tax Map of the Township of Haddon; and

**WHEREAS**, there has been a request to have the Township vacate a portion of Hillside Avenue between the limits of Crescent Boulevard to Veasey Avenue on the tax map of the Township of Haddon; and

**WHEREAS**, the matter has been referred to the Governing Body and its appropriate professionals, who has recommended that the Township proceed with the vacation since the aforementioned portion of the paper street as more particularly set forth on the attached metes and bounds description attached as Exhibit “A” is not needed by the Township for public purposes; and

**WHEREAS**, by operation of law, the vacated portion of Hillside Avenue between the limits of Crescent Boulevard to Veasey Avenue, as more particularly described in Exhibit "A" attached hereto, shall be conveyed to the owner of the contiguous property, said property being designated as Block 3.01, Lot(s) 1 and 4 and Block 3.06, Lot(s) 2,3,4,8,9,10 and 11, on the Official Tax Map of the Township of Haddon; and

**WHEREAS**, the Governing Body does hereby determine that the aforementioned portion of Hillside Avenue between the limits of Crescent Boulevard to Veasey Avenue as described in Exhibit “A” is no longer needed for public purposes; and

**WHEREAS**, N.J.S.A. 40:67-19 authorizes a municipality by ordinance to release and extinguish the public’s rights arising from a dedication of a roadway; and

**WHEREAS**, the ownership of the portion of Hillside Avenue between the limits of Crescent Boulevard to Veasey Avenue being vacated shall be transferred in part to the owner of Block 3.01, Lot(s) 1 and 4 and Block 3.06, Lot(s) 2,3,4,8,9,10 and 11, for nominal consideration; and

**WHEREAS**, a Quitclaim Deed transferring ownership of the portion of Haddon Avenue between the limits of Crescent Boulevard to Veasey Avenue being vacated shall be executed to and in favor of each of the adjoining property owner in accordance herewith.

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Board of Commissioners of the Township of Haddon, County of Camden, State of New Jersey, as follows:

**SECTION 1.**

A. The rights of the public and the Township of Haddon in and to that portion of Hillside Avenue between the limits of Crescent Boulevard to Veasey Avenue as same is more particularly described in Exhibit "A" is hereby extinguished and vacated, with the exception of the retention of a maintenance and utility easement.

B. Pursuant to the aforesaid statute, the portion of Hillside Avenue between the limits of Crescent Boulevard to Veasey Avenue as more particularly set forth Exhibit "A" shall be conveyed by Quitclaim Deed to Block 3.01, Lot(s) 1 and 4 and Block 3.06, Lot(s) 2,3,4,8,9,10 and 11, which is owned by Camden Phoenix, LLC, who shall acquire that portion.

C. All rights and privileges now possessed by any public utility or cable television company, to maintain, repair and/or replace their existing facilities in, adjacent, over or under the vacated portion of Hillside Avenue between the limits of Crescent Boulevard to Veasey Avenue as described in Exhibit "A" are hereby expressly reserved and excepted from this vacation.

D. At least one week prior to the time fixed for the consideration of this Ordinance for final passage, a copy thereof, together with a notice of the introduction thereof and the time and place when and where the Ordinance will be further considered for final passage, shall be mailed to every person whose land may be affected by this Ordinance so far as may be ascertained. Said notices shall be mailed by the Township Clerk in accordance with the provisions of N.J.S.A. 40:49-6.

E. Once the portion of the unimproved paper street known as Hillside Avenue between the limits of Crescent Boulevard to Veasey Avenue as described in Exhibit "A" hereto has been vacated, then the Township's interests in and to the said portion of the unimproved paper street shall be released. To the extent that any portion(s) of the underlying vacated area does not transfer automatically to the owner of Block 3.01, Lot(s) 1 and 4 and Block 3.06, Lot(s) 2,3,4,8,9,10 and 11, by operation of law, the Township hereby authorizes the conveyance of said underlying area(s) for nominal consideration, pursuant to N.J.S.A. 40:67-19, *et seq.*, N.J.S.A. 40:60-28 and N.J.S.A. 40A:12-13(b)(5), so that the portion may be combined with and become part of the said Block 3.01, Lot(s) 1 and 4 and Block 3.06, Lot(s) 2,3,4,8,9,10 and 11, respectively, as more fully set forth herein.

F. The owner of Block 3.01, Lot(s) 1 and 4 and Block 3.06, Lot(s) 2,3,4,8,9,10 and 11, shall be responsible for all legal, engineering, advertising and recording costs, if any, associated with this vacation.

G. The Township Clerk shall, within sixty (60) days of the effective date of this Ordinance, file a copy hereof, certified by the Clerk, under seal of the Township, to be a true and exact copy of the Ordinance, together with a copy of the proof of publication thereof, in the

Office of the Camden County Clerk for recordation in the County's Book of "Vacations," pursuant to N.J.S.A. 40:67-21.

**SECTION 2.**

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

**SECTION 3.**

If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

**SECTION 4.**

This Ordinance shall take effect immediately upon final publication as provided by law.

The purpose of this Ordinance is to vacate Hillside Avenue between the limits of Crescent Boulevard to Veasey Avenue Township of Haddon. A copy of this Ordinance is available at no charge to the general public between the hours of 8:30 AM to 4:30 PM, Monday through Friday (Legal Holidays excluded), at the Office of the Township Clerk, Haddon Township Municipal Building, 135 Haddon Avenue, Westmont, New Jersey.

The foregoing Ordinance was introduced by the Mayor and Commissioners at the regular meeting held on February 27, 2018 adopted following final reading and public hearing held on April 24, 2018 at 7:00 p.m. in the Meeting Room, Haddon Township Municipal Building, 135 Haddon Avenue, Westmont, New Jersey.

Jenai Johnson,  
Municipal Clerk