

BOROUGH OF LONGPORT
Atlantic County - New Jersey
Resolution 2016 - 102

**RELEASE OF MAINTENANCE OBLIGATION FOR
STREET END BULKHEADS AT 11th, 12th, 13th, and 14th AVENUES
ALONG RISLEY'S CHANNEL**

WHEREAS, the Governing Body adopted a Resolution on April 7, 1971 to publicly sell certain lands held by the Borough of Longport along the north side of Atlantic Avenue between 11th and 15th Avenues; and

WHEREAS, one of the conditions relating to the public sale was for the successful bidder(s) to construct and maintain certain timber bulkheads along the property lines and portions of public street ends abutting Risley's Channel; and

WHEREAS, a certain parcel of land known as Tract 1 (Old Block 6, Lots 23, 24, 25, and 26) lying between 14th and 15th Avenues was sold at Public Sale on April 21, 1971 to a Frank Sicilia of Hatboro, Pennsylvania per deed dated April 28, 1971; and

WHEREAS, certain parcels of land known as Tract 2 (Old Block 5 Lots 25 and 26) and Tract 3 (Old Block 4, Lots 24, 25, 26, and 27) lying 13th and 14th Avenues, respectively, were sold to Dillon Investments at a Tax Sale held on January 14, 1970 with deeds being filed on January 28, 1970; and

WHEREAS, a certain parcel of land known as Tract 4 (Old Block 3 Lots 25, 26, 27, and 28) was sold to Grayce as a result of a Public Sale on April 21, 1971 and per deed dated April 28, 1971; and

WHEREAS the streetend bulkheads at 12th, 13th, and 14th Avenues were constructed and now serve as part of a streetend public access from Atlantic Avenue to the bayside waterfront; and

WHEREAS the Borough believes it in the best interest of the General Public from a position of Public Health, Safety, Welfare and Access, that the maintenance responsibilities for the bulkheads lying within the street rights of way are better served as a maintenance obligation of the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Longport that it is deemed in the best public interest for the Borough of Longport to release the obligation of the bayside property owners in Blocks 3, 5, 7, and 9, as shown on the current Official Taxing Maps, from their proportionate responsibilities of further maintenance of the 11th, 12th, 13th, and 14th Avenue Bulkheads along Risley's Channel lying within the official street rights of ways; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately and that the Mayor and Municipal Clerk are hereby authorized to execute any deed releases if so presented by the respective property owners, as necessary, amending and removing further maintenance responsibilities as above described; said deeds subject to review and approval of the Municipal Solicitor as to form and content..

DO NOT USE SPACE BELOW THIS LINE						
RECORD OF GOVERNING BODY VOTE ON FINAL PASSAGE						
COMMISSION	AYE	NAY	N.V	A.B.	MOT.	SEC.
RUSSO	XX					
LEEDS	XX					XX
LAWLER	XX				XX	
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF ADOPTION: 8-24-2016

/s/ EMILIA R. STRAWDER, RMC
MUNICIPAL CLERK

