

ORDINANCE NO. 2022-03

APPROVING AN EASEMENT RELATIVE TO THE PROPERTY DESIGNATED AS BLOCK 117, LOT 1.01, BOROUGH OF MOUNT EPHRAIM, NEW JERSEY, AND AUTHORIZING THE EXECUTION OF ALL DOCUMENTS NECESSARY TO IMPLEMENT SAID EASEMENT

WHEREAS the Borough of Mount Ephraim (the "Borough") is the owner of property known and identified on the Borough of Mount Ephraim Tax Map as Block 117, Lot 1.01 (the "Property"); and

WHEREAS Mount Ephraim Fire Department, Inc. (MEFD, Inc.) had previously constructed a Firefighter's Memorial on property that is owned by the Borough; and

WHEREAS MEFD, Inc. has proposed the construction of a new Firefighter's Memorial, including an expansion to encompass additional monuments as well as the Freedom Bell that is currently located at the Dougherty Center; and

WHEREAS the proposed expansion of the Firefighter's Memorial would further encroach on Borough owned property; and

WHEREAS the Governing Body of the Borough of Mount Ephraim has determined that it is in the public interest to grant an easement to the Mount Ephraim Fire Department, Inc., for purposes of honoring the history of the Fire Department and the Borough through construction of the Firefighter's Memorial; and

WHEREAS the Borough and MEFD, Inc., have agreed to enter into an Easement Agreement to memorialize the terms of the easement;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Mount Ephraim, County of Camden, State of New Jersey as follows.

SECTION 1. The Borough of Mount Ephraim hereby approves an Easement Agreement with Mount Ephraim Fire Department, Inc., for the portion of Block 117, Lot 1.01, to be more particularly described in a Legal Description prepared by the Borough Engineer and attached hereto, said Easement Agreement being subject to review and approval by the Borough Solicitor and Borough Engineer.

SECTION 2: The Mayor of the Borough of Mount Ephraim is hereby authorized to execute the Easement Agreement and all other documents necessary to implement said Easement on behalf of the Borough.

SECTION 3: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 5: This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

BOROUGH OF MOUNT EPHRAIM
Date of Introduction: April 7, 2022
Date of Adoption: May 5, 2022

Approved: _____
Mayor Michael Tovinsky

Attest: _____
Terry Shannon, Clerk/RMC