

**ORDINANCE NO. 2010-18**

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,  
NEW JERSEY AUTHORIZING THE CONVEYANCE OF A SEWER EASEMENT UPON  
CERTAIN PORTIONS OF THE PROPERTY KNOWN AS THE  
CEDAR CROSSING AFFORDABLE HOUSING DEVELOPMENT,  
BLOCK 75.03, LOTS 50.01 AND 69; BLOCK 75.01, LOTS 83, 84 AND 85, FROM THE RED  
BANK AFFORDABLE HOUSING CORPORATION**

**WHEREAS**, The Red Bank Affordable Housing Corporation, a non-profit corporation, received approvals from the Zoning Board of Adjustment of the Borough of Red Bank to develop certain portions of the property known as Block 29, Lots 24, 25, 25.01 and 26, commonly known as the Cedar Crossing Affordable Housing Development under ZBA Resolution No. 2009-3; and

**WHEREAS**, the Zoning Board of Adjustment required that The Red Bank Affordable Housing Corporation convey to the Borough a Deed of Easement for the installation and maintenance of sanitary sewers to service the affordable housing development to be built thereat; now therefore,

**BE IT ORDAINED** by the Governing Body of the Borough of Red Bank as follows:

**SECTION 1:** The Borough of Red Bank hereby accepts from The Red Bank Affordable Housing Corporation an easement for the installation and maintenance of a sanitary sewer and all related equipment, upon and across certain portions of Block 75.03, Lots 50.01 and 69; Block 75.01, Lots 83, 84 and 85, as shown upon the plan entitled, "Easement Plan, Block 75.01, Lots 83, 84 and 85, Block 75.03, Lots 50.01 and 69", prepared by Goldenbaum Baill Associates, Inc., dated December 28, 2009, Project No. 08-020; and as more particularly described in the metes and bounds description entitled, "Description of Sanitary Sewer Easement, Block 75.01, Lots 83, 84 and 85, Block 75.03, Lots 50.01 and 69", Project No. I 08-020, dated December 31, 2009.

**SECTION TWO:** Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance.

**SECTION THREE:** If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

**SECTION FOUR:** This Ordinance shall take effect immediately upon its passage and adoption according to law.

First Reading: April 26, 2010

Final Reading: May 10, 2010