

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF PRINCETON TO GRANT AN EASEMENT THROUGH HILLTOP PARK FOR THE BENEFIT OF ADJACENT BLOCK 4301, LOTS 3 AND 4, PRINCETON TOWNSHIP TAX.

WHEREAS, Fountain Ridge, LLC is in the process of developing one hundred fifty-three (153) units of senior housing on Bunn Drive known as "Copperwood at Princeton" on Block 4301, Lots 3 and 4, Princeton Township Tax Map; and

WHEREAS, said development is being done in accordance with the requirements of the Princeton Township Residential Senior Community-2 ("RSC-2") overlay zoning regulations; and

WHEREAS, said regulations require the preservation of at least eighty-one (81%) percent of the above-referenced property as preserved open space; and

WHEREAS, there is a need to provide utility service to said development; and

WHEREAS, the Township deems it advisable to grant an easement across the adjacent Hilltop Park in order to facilitate the installation of utilities to the above-referenced property in order to avoid additional disturbance to the property and additional tree removal; and

WHEREAS, the New Jersey Local Land and Buildings Law, *N.J.S.A. 40A:12-13*, permits the Township to grant an easement on public property if a public purpose is to be served.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Princeton as follows:

Section 1. The Mayor and Clerk of the Township are hereby authorized and directed to execute a Deed of Easement in favor of Block 4301, Lots 3 and 4, Princeton Township Tax Map for the purpose of facilitating the installation of underground utility service through Hilltop Park for said property. The form

and consideration to be paid for said easement shall be reviewed and approved by the Princeton Township Engineer and the Princeton Township Attorney.

Section 2. This Ordinance shall take effect upon its passage and publication as provided for by law.

The foregoing ordinance was introduced at a meeting of the Princeton Township Committee held on October 22, 2012 and will be further considered for final passage after a public hearing thereon at a meeting of said Township Committee to be held at the Princeton Township Municipal Complex, 400 Witherspoon Street, on November 19, 2012 which begins at 7:00 p.m.



Kathy Brzezynski
Deputy Clerk