

ORDINANCE

No. 23-050
 Date to Mayor SEP 25 2023
 Date Returned SEP 28 2023
 Date Resubmitted to Council _____

1st Reading SEP 07 2023
 Public Hearing SEP 21 2023
 2nd Reading & Passage SEP 21 2023
 Withdrawn _____

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, CITY ATTORNEY

JIM BEACH, INTERIM DIRECTOR
 DEPT. OF HOUSING & ECONOMIC DEVELOPMENT

Councilman /woman

presents the following Ordinance:

ORDINANCE TO RELEASE, VACATE AND EXTINGUISH ANY AND ALL PUBLIC RIGHTS IN AND TO THE REMAINING PORTION OF BAKER ALLEY

WHEREAS, the City of Trenton (the "City") is desirous of releasing, vacating, and extinguishing the public rights to the remaining portion of city-owned property, commonly known as Baker Alley; and

WHEREAS, the City, having previously vacated most of Baker Alley in 1959, (excepting a 12 foot portion), and after investigation by the City's Chief of Traffic and Maintenance, and due consideration, has determined that the present public use versus giving up our rights to public interest to be promoted is such as to warrant the releasing, vacating, and extinguishing of the remaining part of Baker Alley (See "Public Works - plans to vacate Baker Alley appended hereto as Attachment "A"); and

WHEREAS, it is in the best interest of the City to approve the release, vacating and extinguishing of the public rights and interest in the Baker Alley.

NOW, THEREFORE, IT IS ORDAINED, by the City Council of the City of Trenton as follows;

1. The above recitals are incorporated as if fully set forth herewith.
2. The City is authorized to release, vacate and extinguish the public right to all that certain tract of land situate in the City of Trenton, County of Mercer and State of New Jersey, designated as Block 23803, Lot 12, bounded and described as follows:

Beginning at a point on the Southwesterly sideline of Mulberry Street, said point being 113.94 feet Northwesterly from the corner formed by the intersection of the same with the Northwesterly sideline of New York Avenue; thence from said BEGINNING POINT.

- a. South 54 degrees 37 minutes 07 seconds West, a distance of 943.03 feet. To a point; thence
- b. North 38 degrees 12 minutes 00 second West, a distance of 12.26 feet to a point; thence
- c. North 54 degrees 40 minutes 00 seconds East, a distance of 93.30 to a point on Southwesterly sideline of Mulberry Street; thence

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d. South 41 degrees 37 minutes 08 seconds East, a distance of 12.24 feet along the same to the point and place BEGINNING, containing an area of 1,143.29 square feet or 0.026 acre.

3. Any existing rights of public utilities and CATV companies are expressly reserved and excepted from this Ordinance in accordance with N.J.S.A 40:67-1 et seq.
4. The City Clerk shall file a duly authenticated copy of this Ordinance, together with proof of publication in the Office of the County Clerk as required by applicable law.
5. This Ordinance shall become effective twenty (20) days after second reading, passage and publication pursuant to applicable law.

INTRODUCTION	MOTION: <i>Frisky</i>				SECOND: <i>Harrison</i>				ORD. AUTHORED BY:				ADOPTION				MOTION: <i>Harrison</i>				SECOND: <i>Gonzalez</i>									
	INTRODUCTION				ADOPTION				INTRODUCTION				ADOPTION				INTRODUCTION				ADOPTION									
	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB	AYE	NAY	NV	AB						
EDWARDS	✓				✓				GONZALEZ	✓				✓				FRISBY	✓								✓			
PELICIANO	✓				✓				HARRISON	✓				✓																
FIGUEROA KETTENBURG	✓				✓				WILLIAMS	✓				✓																
NV - NO VOTE				AB - ABSENT																										

Adopted on first reading at a meeting of the City Council of the City of Trenton, NJ on SEP 07 2023

Adopted on second reading after the public hearing on SEP 21 2023

William
Mayor

Leska A. Frisky
President of Council



Reconsidered by Council – Override Vote

[Signature]
City Clerk

AYE
NAY