

**BOROUGH OF PEAPACK AND GLADSTONE  
SOMERSET COUNTY, NEW JERSEY**

**ORDINANCE NO. 1105-2021**

**AN ORDINANCE ACCEPTING THE DEDICATION OF PUBLIC RIGHT OF WAYS KNOWN AS ROCKABYE VALLEY ROAD AND BLUE HERON LANE LOCATED IN A PORTION OF BLOCK 1, LOTS 4 AND 19 IN THE BOROUGH OF PEAPACK AND GLADSTONE**

**WHEREAS**, pursuant to N.J.S.A. 40:67-1 et seq., a governing body of a municipality may make, amend, repeal and enforce ordinances to accept any street, highway, lane alley, square, beach, park or other place, or any part thereof, dedicated to public use, and thereafter, improve and maintain the same; and

**WHEREAS**, the governing body of the Borough of Peapack and Gladstone wishes to accept a Deed of Dedication conveyed to the Borough by Summit Capital, LLC for a portion of Block 1, Lot Numbers 4 and 19 located within the Borough which constitute public right of ways, which are roadways known as Rockabye Valley Road and Blue Heron Lane; and

**WHEREAS**, the Deed of Dedication conveyed to the Borough by Summit Capital, LLC on or about January 4, 2021, is attached hereto; and

**WHEREAS**, the land being dedicated to the Borough is more fully described on a Legal Description dated December 9, 2020 by Land Surveyor DMC Associates Inc., which description is attached hereto; and

**WHEREAS**, the governing body of the Borough of Peapack and Gladstone has determined it to be in the best interests of the residents of the Borough for the Borough to accept the dedication as aforesaid;

**WHEREAS**, pursuant to N.J.S.A. 40A:12-5, any acquisition of real property by a municipality must be effectuated by the passage of an ordinance;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Borough of Peapack and Gladstone, in the County of Somerset and State of New Jersey, as follows:

**Section 1.** The Mayor and Clerk are hereby authorized to accept the Deed of Dedication of certain real property known and designated as Rockabye Valley Road and Blue Heron Lane, comprising a portion of Block 1, Lot Numbers 4 and 19 on the Official Tax Maps of the Borough of Peapack and Gladstone.

**Section 2.** The Mayor, Clerk and Municipal Attorney are authorized to prepare and sign such additional documents as are deemed to be necessary, advisable and proper to effectuate the acceptance of the Deed of Dedication and the recording of same.

**Section 3.** Ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed but only to the extent of such inconsistency.

**Section 4.** If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

**Section 5.** This Ordinance shall take effect immediately upon: (i) adoption; and (ii) publication in accordance with the laws of the State of New Jersey.

Introduced: September 14, 2021

Adopted: \_\_\_\_\_

ATTEST:

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Nancy A. Bretzger  
Borough Clerk

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Gregory J. Skinner  
Mayor