

**NOTICE OF INTRODUCTION FOR FIRST READING**

BOROUGH OF AVALON  
CAPE MAY COUNTY  
NEW JERSEY

ORDINANCE NO. 794-2019

AN ORDINANCE AUTHORIZING AND GRANTING A DEED OF EASEMENT ON A LIMITED PORTION OF BOROUGH OWNED REAL PROPERTY, TO WIT, BLOCK 81 LOT 1 TO THE OWNERS OF ADJOINING PROPERTY, TO WIT BLOCK 54.03 LOTS 1. 3. 5. 7. 9. 21. 23. 25. 27. 29. 31. 33. 66. 68. 70. 72. 74. 76. AND 78 FOR THE LIMITED PURPOSE OF INGRESS AND EGRESS ONLY. (STREET LOCATION: 5499 DUNE DRIVE, AVALON, NEW JERSEY)

This Ordinance (794-2019) grants to the adjoining owners, and their heirs and assigns, an easement over a portion of Borough owned property, specifically Block 81 Lot 1. (5499 Dune Drive, Avalon, New Jersey.)

This Ordinance grants the easement for the limited purpose of ingress and egress to the adjoining property and is granted on certain specific terms and conditions and based on specific factual findings made by Borough Council.

As a result of those factual findings and conclusions, it has been determined by Borough Council that to require removal of the existing encroachment would result in extensive environmental damage to existing trees and vegetation and without any significant corresponding environmental benefit.

Included among the terms and condition imposed, the adjoining owners will make a monetary contribution to the Borough's Environmental Escrow Fund to be used to fund, or partially fund, future environmental projects or undertakings by the Borough.

This Ordinance was introduced and passed on first reading on November 13, 2019 and will be further considered for second reading, public hearing and final adoption on December 18, 2019 at the Municipal Building, 3100 Dune Drive, Avalon, NJ 08202 at 4:15 p.m.

A copy of the Ordinance is available at no charge from the Borough Clerk's Office, Borough of Avalon, 3100 Dune Drive, Avalon, NJ 08202 between the hours of 8:15 a.m. and 4:15 p.m., Monday through Friday excluding holidays.

C. DANIELLE NOLLETT  
Borough Clerk

Publication Date: November 18, 2019