

**RESOLUTION**

**WHEREAS**, in 2006, the Township acquired property at 296 Prospect Avenue, Block 111, Lot 1 (the "Property") in the Township of West Orange for open space and recreational purposes with funding from the State of New Jersey Green Acres Planning Incentive Grant Program and Essex County Open Space Fund; and

**WHEREAS**, the Property is encumbered with a road widening easement granted to the County of Essex in the 1980's as a condition for approval of a 900,000 square foot office complex which will not be built as a result of the aforementioned Open Space Funding and recorded deed restriction; and

**WHEREAS**, the Green Acres Program has withheld disbursement of \$120,000 of the total \$1,006,730 until such time as the County of Essex vacates the easement; and

**WHEREAS**, on August 19, 2015, the Chosen Board of Freeholders of the County of Essex adopted Resolution No. 2015-00673 which authorized the vacation of the road widening easement on the condition that the County obtain a 15 foot wide dedication of land for a potential right of way plus a 5-foot wide slope easement along the Property's frontage; and

**WHEREAS**, the Township Engineer and Chief Financial Officer along with the Law Department recommend adoption of this Resolution;

**NOW, BE IT HEREBY RESOLVED**, by the Township Council of the Township of West Orange that the Township shall:

1. Accept the County's Quit Claim Deed vacating the road widening easement;
2. Dedicate the proposed 15-foot wide right of way along with the proposed 5-foot slope easement to the County of Essex via a Deed of Dedication; and it is further

**BE IT FURTHER RESOLVED** that a copy of this Resolution and all applicable documents shall be maintained by the Municipal Clerk of the Township of West Orange.

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**Karen J. Carnevale, R.M.C.**  
**Municipal Clerk**

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**Victor Cirilo**  
**Council President**

**Adopted: November 22, 2016**

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