**RO-09-17**

**AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY, AUTHORIZING EXECUTION OF A PERMANENT EASEMENT AGREEMENT BETWEEN THE TOWNSHIP AND JCP&L FOR THE INSTALLATION OF ELECTRIC DISTRIBUTION FACILITIES AT PALMER PARK**

**WHEREAS**, the Township of Washington (“Township”), whose address is 43 Schooley’s Mountain Road, Long Valley, New Jersey 07853, is the owner of certain lands located in the Township, known and designated as Block 18, Lot 28; and

**WHEREAS**, JCP&L has been authorized to extend electric distribution facilities to a new concession stand at Palmer Park (“Extension”); and

**WHEREAS**, the undertaking of the Extension requires that JCP&L obtain an easement from the Township; and

**WHEREAS**, JCP&L has formally requested that the Township grant it a permanent easement over Block 18, Lot 28, for the purposes of facilitating and effectuating the Extension; and

**WHEREAS**, the Township is authorized pursuant to law to grant interests in real property, including easements, by ordinance; and

**WHEREAS**, the Township Committee finds it to be in the best interests of the Township and its citizenry to grant such an easement and desires to enter into such an easement agreement for the aforementioned purposes, subject to the terms and conditions set forth in the permanent easement agreement; and

**WHEREAS**, the Township Engineer, by way of correspondence dated April 5, 2017, has reviewed and approved the description contained in the easement agreement.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Washington, in the County of Morris, and State of New Jersey, that the Township shall execute and enter into the aforementioned permanent easement agreement with JCP&L for Block 18, Lot 28, pursuant to the terms and conditions as stated in the aforementioned easement agreement, a copy of which shall be placed on file with the Township Clerk; and

**BE IT FURTHER ORDAINED** that the Township shall be held harmless for any injuries or claims from the use of such property by JCP&L.

**BE IT FURTHER ORDAINED** that this Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

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| **ATTEST:** |  | **TOWNSHIP OF WASHINGTON**  **COUNTY OF MORRIS**  **STATE OF NEW JERSEY** |
|  |  | **By:** |
| **Nina DiGregorio, Township Clerk** |  | **Kenneth W. Roehrich, Mayor** |