

ORDINANCE #10-12

An Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey, Amending Ordinance 10-09 Providing for the Municipal Consent of the Borough for United Water New Jersey Inc. to Provide Water Service to Block 61, Lots 42.01, 42.02, and 42.03; Block 72, Lots 1.01 and 1.02; Block 72.01, Lot 3; Block 82, Lots 1.01, 1.02, 1.03, and 1.04; Block 82.01, Lot 1; Block 83, Lots 9, 15.01, and 15.02; Block 83.01, Lot 1; Block 84, Lot 3; Block 72, Lot 2, and Block 72, Lot 3 in the Borough of Mount Arlington and for the Laying of Pipes and the Installation of Other Utility Facilities as may be Necessary.

WHEREAS, the Borough has heretofore enacted Ordinance 10-09 providing for its municipal consent to United Water New Jersey Inc. for the provision of water services to the above Blocks and Lots with restriction to the provision of fire protection service only for water services to Block 61, Lots 42.01 and 42.02 as contained in Paragraph 2 of said Ordinance; and

WHEREAS, the owner of Block 61, Lots 42.01 and 42.02 wishes to change the development of said properties from two office buildings to up to 300 apartment units and has requested that United Water New Jersey Inc. provide full water service to said properties; and

WHEREAS, United Water New Jersey Inc. is willing to provide full water service to said properties; and

WHEREAS, the provision of full water service to said properties is in the best interest of the Borough and its citizens:

NOW THEREFORE BE IT ENACTED by the Borough Council of the Borough of Mount Arlington in the County of Morris and State of New Jersey as follows:

1. Paragraph 1 of Ordinance 10-09 is hereby amended to include Block 61, Lots 42.01 and 42.02 among the properties to receive full water service from United Water New Jersey Inc.
2. Paragraph 2 of Ordinance 10-09 is hereby deleted in its entirety
3. The easement referred to in Paragraph 3 of Ordinance 10-09 shall be amended in a recordable form of easement to be filed with the County of Morris, if such an amendment is required as a result of the adoption of this Ordinance. Any such amendment shall be acceptable to the Borough Attorney and Engineer and shall be approved by resolution of the governing body.
4. All other provisions of Ordinance 10-09 remain in full force and effect.
5. United Water New Jersey Inc. shall accept this Ordinance in writing within thirty (30) days of its passage.
6. All costs associated with this Ordinance and amended easement shall be paid by the owner of Block 61, Lots 42.01 and 42.02.
7. This municipal consent shall take effect immediately and is subject only to the approval of the New Jersey Board of Public Utilities as required by law.

This Ordinance shall take effect upon final publication as provided by law.


I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, adopted on June 26, 2012 and will be further considered after a Public Hearing held on 08/07/12 at the Municipal Building at 7:00 P.M.

INTRODUCED: 06/26/12
PUBLISHED: 07/05/12
ATTEST:

BOROUGH OF MOUNT ALRINGTON
COUNTY OF MORRIS

STATE OF NEW JERSEY


Linda DeSantis, RMC, Borough Clerk


Arthur Ondish, Mayor