

**TOWNSHIP OF WANTAGE  
COUNTY OF SUSSEX, NEW JERSEY**

**ORDINANCE NO. 2014-10**

**ORDINANCE AUTHORIZING THE MAYOR AND COMMITTEE  
OF THE TOWNSHIP OF WANTAGE TO ASSUME JURISDICTION  
OF AND CONTROL OVER VOLCANIC HILL ROAD**

**WHEREAS**, Volcanic Hill Road is a privately-owned road created by way of subdivision approval on March 18, 1986; and

**WHEREAS**, it was the intention of the developer of the Claremont Partners subdivision approval that the property owners abutting Volcanic Hill Road would, by written agreement, maintain the road in perpetuity; and

**WHEREAS**, at no point in time before or since March 18, 1986 has Wantage Township assumed jurisdiction and/or maintained any portion of Volcanic Hill Road; and

**WHEREAS**, Volcanic Hill Road has deteriorated to a point of extreme disrepair such that access by emergency vehicles may be compromised; and

**WHEREAS**, the property owners abutting Volcanic Hill Road have requested that the Township assume jurisdiction and control over the road; and

**WHEREAS**, the property owners abutting Volcanic Hill Road have also requested that the Township improve the road to municipal standards; and

**WHEREAS**, the same property owners have been made aware of the fact that the cost of any road improvement will be paid by way of a special tax assessment levied against the property owners; and

**WHEREAS**, as a first step in the above process, it is the desire of the Wantage Township Committee to assume jurisdiction and control of Volcanic Hill Road, conditioned upon the following two occurrences:

1. The owner of Volcanic Hill Road shall provide the Township Committee with a commitment for title insurance acceptable to the Township Attorney; and
2. Clear title shall be conveyed to Wantage Township by way of Deed acceptable to the Township Attorney.

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and Committee of the Township of Wantage that the Township shall assume jurisdiction and control of Volcanic Hill Road, pursuant to N.J.S.A. 40:67-1, conditioned upon the owner conveying clear title and providing the Township with a commitment for title insurance issued by a title insurance company licensed to do business in the State of New Jersey.

**Section 1. Severability.** If any part of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of the Ordinance. Any Ordinance or portion thereof that may be inconsistent with the Ordinance is hereby repealed to the extent of the inconsistency.

**Section 2. Effective Date.** This Ordinance shall take effect in the time and manner prescribed by law.

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William DeBoer, Mayor  
Township of Wantage

ATTEST:

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James Doherty, Administrator / Clerk  
Township of Wantage

## **NOTICE OF INTRODUCTION**

Notice is hereby given that the foregoing Ordinance was submitted in writing at a meeting of the Mayor and Committee of the Township of Wantage in the County of Sussex, New Jersey held on the 24<sup>th</sup> day of April, 2014. Introduced and read by title and passed on the first reading and that the said Township Committee will further consider the same for the second reading and final passage thereof at a meeting to be held on the 15<sup>th</sup> day of May, 2014 at 7:00 p.m prevailing time at the Township of Wantage Municipal Building, 888 Route 23 South, Wantage, New Jersey, at which time and place a public hearing will be held thereon by the Township Committee and all persons and citizens in interest shall have an opportunity to be heard concerning same. A copy of the Ordinance is available to any member of the general public, at no cost at the Township of Wantage Municipal Building, 888 Route 23 South, Wantage, New Jersey, office of the Township Clerk, during regular business hours.

### **TOWNSHIP OF WANTAGE**

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James Doherty, Administrator / Clerk