

**ORDINANCE 2012-07**

**ORDINANCE GRANTING UTILITY EASEMENT  
TO WANTAGE SOLAR FARM, LLC.**

WHEREAS, Wantage Solar Farm, LLC received preliminary site plan approval from the Wantage Township Land Use Board on December 30, 2010, to construct a 10 megawatt solar facility on property denoted as Block 4, Lots 1.01 and 1.06, in the Township; and

WHEREAS, a condition of the aforementioned approval is that Wantage Solar Farm, LLC shall enter into a Developer's Agreement at the time of final site plan approval to insure that all improvements outside the confines of the solar farm are installed with adequate safeguards, and to the Township Engineer's satisfaction; and

WHEREAS, one aspect of the Developer's Agreement requires certain improvements to Clark Road, specifically the location of transmission lines and poles within the Clark Road right-of-way necessary to transmit generated electricity from the subject property to the JCP&L distribution system; and

WHEREAS, the Township Engineer has approved the location of the utility poles and transmission lines on behalf of the Township, and as indicated on the attached map (Exhibit "A"); and

WHEREAS, the attorneys for Wantage Solar Farm LLC have prepared a Deed of Easement (attached as Exhibit "B") acceptable to the Township Attorney and Engineer,

NOW, THEREFORE, BE IT ORDAINED that the Township Committee of the Township of Wantage, grants an easement, subject to final approval by the Wantage Township Committee of a Developer's Agreement, within the Clark Road right-of-way, to the Grantees as set forth in the attached form of Deed of Easement, for the purpose of interconnection with transmission lines owned and maintained by JCP&L.

If any provision of this ordinance or the application of this ordinance to any person or circumstances is held invalid, the remainder of this ordinance shall not be affected and shall remain in MI force and effect.

All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance are hereby repealed.

This ordinance shall take effect after publication and passage according to law.

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William Gaechter, Mayor

ATTEST:

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James R. Doherty, Administrator/Clerk

#### NOTICE

NOTICE is hereby given that the above ordinance was introduced and passed upon first reading at a meeting of the Mayor and Committee of the Township of Wantage, in the County of Sussex, New Jersey, held on the 27<sup>th</sup> day of September, 2012. It will be further considered for final passage after public hearing at a meeting of the Mayor and Committee to be held in the Municipal Building, 888 Route 23 South, in the Township of Wantage, on October 25, 2012, at 7:00 P.M., and during the preceding week copies of the ordinance will be made available at the Clerk's office in the Municipal Building to members of the general public.

James R. Doherty, Administrator/Clerk