

**BOROUGH OF FREEHOLD**

**COUNTY OF MONMOUTH**

**#2024/2**

**ORDINANCE OF THE BOROUGH OF FREEHOLD, COUNTY OF MONMOUTH,  
STATE OF NEW JERSEY VACATING A PAPER STREET KNOWN AS HAMPTON  
AVENUE**

WHEREAS, the Borough of Freehold (the "Borough") is a public body corporate and politic of the State of New Jersey; and

WHEREAS, the Borough has received a request to vacate a paper street known as Hampton Avenue; and

WHEREAS, N.J.S.A. 40:67-20 permits a municipality to vacate a street which has not been accepted or opened by the municipality if it appears to the governing body that the public interest will best be served by vacating such street; and

WHEREAS, the Borough does not have a need for Hampton Avenue and believes that it is in the public interest to vacate Hampton Avenue as depicted in Exhibit A annexed hereto.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FREEHOLD AS FOLLOWS:

Hampton Avenue, as shown on Exhibit A, is hereby vacated.

The Borough expressly reserves and excepts from vacation all rights and privileges possessed by public utilities as defined by N.J.S.A. 48:2-13, and by any cable television company, as defined in the "Cable Television Act," N.J.S.A. 48:5A-1 et seq., to maintain, repair and replace their existing facilities in, adjacent to, over or under that portion of Hampton Avenue to be vacated.

This Ordinance shall be published in the manner required by N.J.S.A. 40:49-6, such that after being introduced and having passed a first reading, it shall be published at least once not less than ten (10) days instead of one week prior to the time fixed for further consideration for final passage.

At least seven (7) days prior to the time fixed for further consideration for final passage of this Ordinance, a copy hereof, together with a notice of the introduction hereof, and the time and place where this Ordinance will be further considered for final passage, shall be mailed to every person whose lands may be affected by this Ordinance at his or her last known post office address.

The Borough Clerk shall, within sixty (60) days after the effective date of this Ordinance, record a copy of this Ordinance, certified to be a true copy, under the seal of the Borough, together with a copy of the proof of publication thereof, in the office of the Monmouth County Clerk in accordance with the provisions of N.J.S.A. 40:67-21.

Once the unimproved paper street has been vacated, then the Borough's interests in and to the said unimproved paper street shall be released. To the extent that any portion(s) of the underlying vacated area does not transfer automatically to the adjacent property owners by operation of law, the Borough hereby authorizes the conveyance of said underlying area(s) to the adjoining property owner(s) by Deed, for nominal consideration, pursuant to N.J.S.A. 40:67-19, et seq., N.J.S.A. 40:60-28, and N.J.S.A. 40A:12-13(b)(5), so that these portions may be combined with and become a part of the said adjacent properties.

The Grantees shall be responsible for all legal, engineering, advertising and recording costs, if any, associated with this vacation.

If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistencies.

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

Introduced: February 5, 2024

Public Hearing/Adoption: March 4, 2024

SHEET 43

LLOYD ST.

OTTERSON

ROAD

BLOCK LIMIT  
177

86

1  
8.4 ACRES

CONRAIL (FORMERLY, PENN CENTRAL) PENNDEL CO, FREEHOLD & JAMESBURG BRANCH  
2.2 AC. ± (TOTAL)  
(CLASS 1)

85

14  
5.14± ACRES

BLOCK LIMIT  
412.7

20.5

MATCH LINE

FREE - BOROUGH OF FREEHOLD									
157	157	157	157	157	157	157	157	157	157
5	6	7	8	9	10	11	12	13	14
42	42	42	42	42	42	42	42	42	42

EXEMPT:  
BOROUGH OF  
FREEHOLD

HAMPTON AVE.

BLOCK LIMIT

STREET

SHEET 56

NEW JERSEY DEPARTMENT OF THE TREASURY  
DIVISION OF TAXATION  
APPROVED AS A TAX MAP FOR THE YEAR 1994  
PL 92-245, AS AMENDED  
FOR THE COUNTY OF MONMOUTH  
JAN 20 1994

TAX  
BOROUGH C  
MONMOUTH COU  
SCALE: 1" = 50'