

**\*\*\*\*ADOPTED DECEMBER 3, 2012\*\*\*\***

**TOWNSHIP OF DELANCO**

**ORDINANCE 2012-15**

**AN ORDINANCE AUTHORIZING THE GRANTING OF  
A REAL ESTATE LICENSE WITH RESPECT TO  
BLOCK 903, LOT 9**

**WHEREAS**, property owners at 318 Maple Avenue (Block 903, Lot 4) have an existing shed and fence that they desire to replace (hereinafter referred to as “the Licensees’ Property”); and

**WHEREAS**, in seeking a permit from the Zoning Officer, it was determined that the shed and fence are Block 903, Lot 9, which is Township owned and generally referred to as a “fire lane”; and

**WHEREAS**, the fire lane is an undersized lot approximately 15’ wide, of which the Township has no public need, but the Township does not desire to permanently alienate its fee simple interest in the property due to other fire lane properties in the vicinity and the potential for diversity of ownership and inconsistency of use; and

**WHEREAS**, the Township desires to grant a real estate License to the Licensees, to permit them to replace the fencing and shed, which will also ensure that the property is continuously maintained by the Licensees, thereby relieving a burden on the municipality; and

**WHEREAS**, the License is attached hereto and incorporated herein by reference.

**NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED** by the Township Committee of the Township of Delanco that the Mayor and Township Clerk, as may be required, are hereby authorized and directed to execute the License (a copy of which has been attached hereto and incorporated herein) for Block 903, Lot 9 to Licensee.

**BE IT FURTHER ORDAINED** that the Township retains any and all rights to access any existing municipal improvements, if any, including subsurface improvements, as well as those that may be held by the Sewer Authority, the Fire District or any other public entity.

**SECTION TWO:** All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

**SECTION THREE:** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph,

subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

**SECTION FOUR:** This ordinance shall take effect immediately upon final passage and publication according to law.