

**EXPLANATION:** This Ordinance authorizes the Township of Hillsborough to accept a sidewalk easement from Hillsborough Lawn and Garden Equipment, Inc., for a variable width right-of-way over a portion of Lot 20 in Block 178 on the Tax Map of the Township of Hillsborough.

**ORDINANCE 2010-02**

**AN ORDINANCE AUTHORIZING ACCEPTANCE OF A  
SIDEWALK EASEMENT FROM HILLSBOROUGH LAWN AND  
GARDEN EQUIPMENT, INC., FOR A VARIABLE WIDTH  
RIGHT-OF-WAY OVER A PORTION OF LOT 20 IN BLOCK 178  
ON THE TAX MAP OF THE TOWNSHIP OF HILLSBOROUGH,  
COUNTY OF SOMERSET, STATE OF NEW JERSEY**

**WHEREAS**, on September 27, 2006, Interstate Development Services, Inc. (“Developer”), received Preliminary and Final Site Plan approval, including bulk variances and design waivers, from the Township of Hillsborough’s Zoning Board of Adjustment (“Board”) for a 13,013 square foot pharmacy and a 6,000 square foot retail building, which approval was memorialized on October 25, 2006; and

**WHEREAS**, the approval was granted subject to, among other things, the execution of a sidewalk easement between the Township of Hillsborough and Hillsborough Lawn and Garden Equipment, Inc., for a variable width right-of-way; and

**WHEREAS**, the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, wishes to accept a sidewalk easement conveyed to the Township by Hillsborough Lawn and Garden Equipment, Inc. over a portion of Lot 20 in Block 178; and

**WHEREAS**, the purpose of this conveyance is to satisfy conditions of Preliminary and Final Site Plan approval, as set forth in the Resolution adopted by the Township of Hillsborough’s Zoning Board, dated October 25, 2006; and

**WHEREAS**, the Township Attorney for the Township of Hillsborough reviewed the above sidewalk easement and finds it acceptable in all respects.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hillsborough, County of Somerset, State of New Jersey, that it hereby authorizes acceptance of the sidewalk easement attached hereto and directs its appropriate officials to execute and file such documents as may be necessary.

This Ordinance shall take effect upon adoption and publication according to law.

**ATTEST:**

**HILLSBOROUGH TOWNSHIP COMMITTEE**

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Kevin P. Davis, Clerk

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Frank DelCore, Mayor

*Introduced: 01/26/10*

*Published: 02/04/10*

*Public Hearing: 02/23/10*

*Adopted: 02/23/10*

*Published: 03/04/10*