ORDINANCE NO. 2025-09

ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, VACATING A 26 FEET WIDE BY 430 FEET PORTION OF A RIGHT-OF-WAY, COMMONLY KNOWN AS WILSON STREET, THAT IS RUNNING BETWEEN ANDERSON STREET AND FLEMING DRIVE TO THE RAILROAD RIGHT-OF-WAY, NOT NEEDED FOR A PUBLIC PURPOSE

WHEREAS, the Town of Phillipsburg desires to vacate 26 feet wide by 430 feet portion of a right-of-way, commonly known as Wilson Street, running between Anderson Street and Fleming Drive to the railroad right-of-way, not needed for a public purpose; and

WHEREAS, the Municipal Engineer of the Town of Phillipsburg has reviewed the proposed vacation and finds that such vacation is consistent with the public interest and is in the best interest of the Municipality; and

WHEREAS, such vacation is predicated upon the preserving the right of public utilities and pedestrians for access to the bridge; and

WHEREAS, such vacation is also conditioned upon the Town reserving construction and maintenance access to the bridge for its full width and length.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey that a 26 feet wide by 430 feet portion of a right-of-way, commonly known as Wilson Street, running between Anderson Street and Fleming Drive to the railroad right-of-way is vacated, as it is not needed for a public purpose, as follows:

SECTION I:

The following described lands are hereby vacated and all the public rights, interests and title arising from the dedication or shown on any map filed or otherwise or any reference to same in any deed or instrument, recorded or otherwise, are hereby vacated, relinquished and extinguished. Those lands constituting the following are hereby vacated and described as follows and are reflected on the attached map:

> **26 feet wide by 430 feet portion of a right-of-way, commonly known as Wilson Street, running between Anderson Street and Fleming Drive to the railroad right-of-way.**

SECTION II:

The subject vacation of the above-described right-of-way is predicated upon the public and the relevant public utility companies retaining an interest for purposes of utility maintenance and access to the bridge.

The subject vacation is further conditioned upon the Town reserving a construction and maintenance access to the bridge for its full width and length.

SECTION III: Severability.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

SECTION IV: Repealer.

Any ordinance or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

SECTION V: Effective Date.

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

Susan Turner, Acting Municipal Clerk

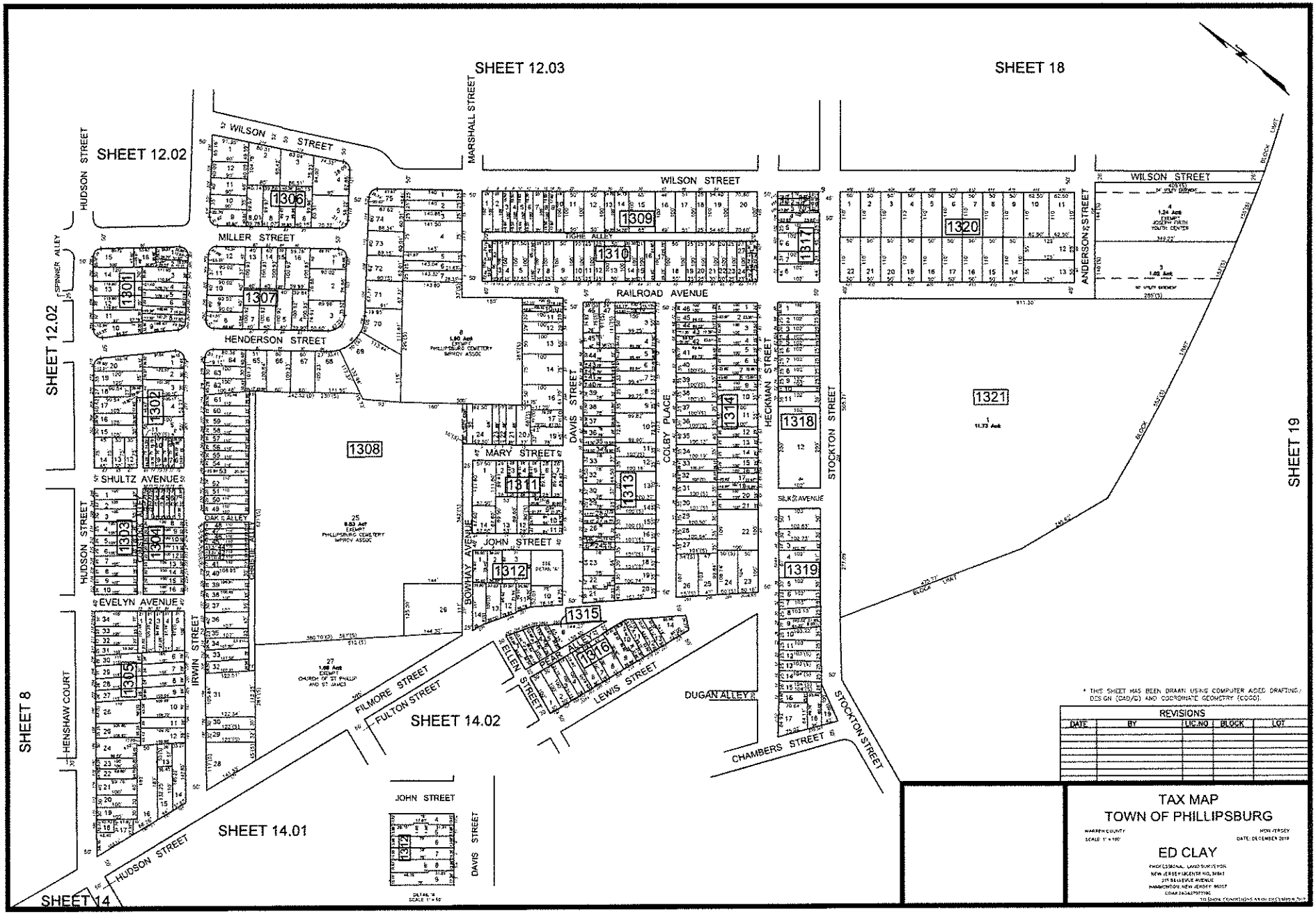
Randy Piazza, Jr., Mayor

Date May 15, 2025

CERTIFICATION

I, Susan Turner, Acting Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of an Ordinance duly adopted by the Town Council at their May 14, 2025 meeting.

Susan Turner, Acting Municipal Clerk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SHEET 14
WILSON STREET
MARSHALL STREET
HUDSON STREET
SPINNER ALLEY
MILLER STREET
HENDERSON STREET
RAILROAD AVENUE
ANDERSON STREET
DAVIS STREET
COLEY PLACE
HECKMAN STREET
STOCKTON STREET
MARY STREET
SHULTZ AVENUE
OAK ALLEY
JOHN STREET
BOWHAY AVENUE
EVELYN AVENUE
IRWIN STREET
HENSHAW COURT
FILMORE STREET
FULTON STREET
ELLEN STREET
PEARL ALLEY
LEWIS STREET
DUGAN ALLEY
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REVISIONS
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LOT
TAX MAP
TOWN OF PHILLIPSBURG
WARREN COUNTY
NEW JERSEY
SCALE 1" = 100'
DATE: DECEMBER 2019
ED CLAY