

Township of Lawrence  
County of Mercer

Ordinance No. 2175-14

**ORDINANCE PROVIDING FOR SIDEWALK IMPROVEMENTS IN AND BY THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$14,677.50 THEREFOR AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF**

WHEREAS, at the request of certain owners of properties identified herein, the Township of Lawrence has previously authorized and undertaken certain sidewalk improvements; and

WHEREAS, the understanding between the property owners and the Township was that these improvements would be specially assessed against the properties; and

WHEREAS, the Township now wishes to authorize the special assessment of the cost of such improvements;

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Lawrence, in the County of Mercer, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

Section 1. The improvement described in Section 3 of this ordinance is hereby authorized to be undertaken by the Township of Lawrence, New Jersey as a local improvement. For the improvement or purpose described in Section 2, there is hereby appropriated the sum of \$14,677.50.

Section 2. (a) The improvement hereby authorized is the improvement of the sidewalks, curbs, and driveway aprons along the streets listed below. The affected properties, listed by name of record owner, street address, block, lot and assessment amounts are as follows:

<b>OWNER of RECORD</b>	<b>No.</b>	<b>PROPERTY ADDRESS</b>	<b>TOTAL</b>
James Cleak, ux	7	E. Darrah Lane	\$705.00
James Kesilman	8	E. Darrah Lane	\$264.00
Daniel Zuckerman	11	E. Darrah Lane	\$1,222.00
Laurent & Michelle Cash	14	E. Darrah Lane	\$1,030.00
Ian A. Kops, et ux	20	E. Darrah lane	\$350.00
Thomas & Mary E. Tilton	88	Darrah Lane	\$1,270.50
Javid Jaraiedi	94	Darrah Lane	\$2,340.00
Schaen Fox, ux	100	Darrah Lane	\$890.00
Edward H. Wiznitzer, ux	118	Darrah Lane	\$2,338.00
Richard M. Friedman, ux	155	Darrah Lane	\$624.00
Barry Posner	284	Glenn Avenue	\$700.00
John & Sheryl Hutchison	2681	Princeton Pike	\$2,944.00
		<b>TOTAL</b>	<b>\$14,677.50</b>

(b) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

**Section 3.** The improvement described in Section 2 of this ordinance shall be undertaken as a sidewalk improvement and the cost thereof shall be assessed in the following manner. An accurate account of the cost of construction of the sidewalks shall be kept, and such cost shall be assessed upon the several properties fronting on the improvement in proportion to their respective frontage or square yardage thereon pursuant to and in accordance with N.J.S.A. 40:65-1 *et seq.*

**Section 4.** The owner of any land upon which any assessment for the local improvement shall have been made may pay such assessment in the number of equal yearly installments herein determined, with legal interest on the unpaid balance of the assessment. The first of the installments shall be due and payable two months after the confirmation of the assessment, and each subsequent annual installment and interest shall be payable in each successive year thereafter at such time as the governing body shall by resolution determine, provided that any owner of land so assessed shall have the privilege of paying the whole of any assessment or of any balance of installments with accrued interest thereon at any time. Whenever any such installment shall remain unpaid for thirty (30) days from and after the time it shall become due and payable, the whole assessment or balance thereof shall become and be immediately due and payable and shall draw interest at the rate imposed upon the arrearage of taxes in the Township and shall be collected in the same manner as provided by law for other past due assessments. Such assessment shall remain a lien upon the land described herein until the assessment with all installments and accrued interest thereon shall be paid and satisfied. Notwithstanding anything herein to the contrary, the Township shall have the right to waive default as may be permitted by law.

**Section 5.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a local improvement the cost of which shall be specially assessed in the manner provided herein.

(b) The number of annual installments within which the special assessments are to be levied on the lots and parcels of real estate affected by the improvement is five (5) with an interest rate of six-percent (6%).

(c) The Township will not contribute to the payment of any part of the cost of the improvement.

**Adopted: April 1, 2014**

**RECORD OF VOTE**

<b>COUNCIL</b>	<b>AYE</b>	<b>NAY</b>	<b>PRESENT</b>	<b>ABSENT</b>	<b>ABSTAIN</b>	<b>MOVE</b>	<b>SECOND</b>
Mr. Brame	X						X
Mr. Kownacki	X						
Dr. Maffei	X						
Mr. Powers	X					X	
Mayor Lewis	X						