

**ORDINANCE NO. 19-2024
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE**

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING THE VACATION OF A PORTION OF A ROAD KNOWN AS HOLSTER COURT BY THE BOROUGH OF BLOOMINGDALE

WHEREAS, there exists in the Borough of Bloomingdale, Passaic County, New Jersey, a road known as Holster Court as shown on the Official Tax Map of the Borough of Bloomingdale; and

WHEREAS, the Borough Council accepted the dedication of Holster Court through adoption of Ordinance 17-2024 in order to formalize the Borough's ownership of the road; and

WHEREAS, a request for the Borough to vacate a small portion of Holster Court has been made and said portion is more fully described in the metes and bounds description and map, attached hereto collectively as **Exhibit A**; and

WHEREAS, the Borough Engineer has reviewed the request, the map and the metes and bounds description; and

WHEREAS, upon examination of the request to vacate, the Borough Engineer does recommend that the portion of Holster Court may be vacated by the Borough; and

WHEREAS, the Borough Council of the Borough of Bloomingdale does hereby determine that the aforementioned portion of Holster Court is not needed as a public roadway and is not needed for public purposes; and

WHEREAS, N.J.S.A. 40:67-19 authorizes the Borough to release and extinguish the public's rights in said portion of Holster Court.

BE IT ORDAINED, by the Borough Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey, as follows:

1. The public rights and interests in a portion of Holster Court, as more fully described in **Exhibit A**, attached hereto, is hereby vacated, abandoned and released by the Borough of Bloomingdale.

2. By virtue of such release of such dedication, the Borough's interest in the land, as a matter of law, is extinguished and abandoned.
3. The appropriate municipal officials are hereby authorized to execute any collateral documents necessary to effectuate the purposes of this vacation ordinance.
4. The Borough Tax Assessor shall hereby assign this portion of Holster Court an individual Block and Lot number.
5. Said portion of Holster Court to be sold to adjacent property owner.
6. In accordance with N.J.S.A. 40:67-19 and 40:49-6, at least seven (7) days prior to the time fixed for the consideration of this Ordinance for final passage, a copy of this Ordinance, together with a notice of its introduction and the time and place when and where the Ordinance will be further considered for final passage, shall be provided to the owners of all real property, as shown on the current tax map duplicates, located adjacent to Holster Court (a list which shall be provided by the Tax Assessor).
7. The Borough Clerk shall within sixty (60) days after such Ordinance becomes effective, file a copy of said Ordinance together with a copy of proof of publication thereof with the Clerk of Passaic County so that same may be recorded and the County Clerk shall comply in all respects with the requirements of N.J.S.A. 40:67-21.

SECTION 2. All ordinances or parts of ordinances of the Borough of Bloomingdale inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

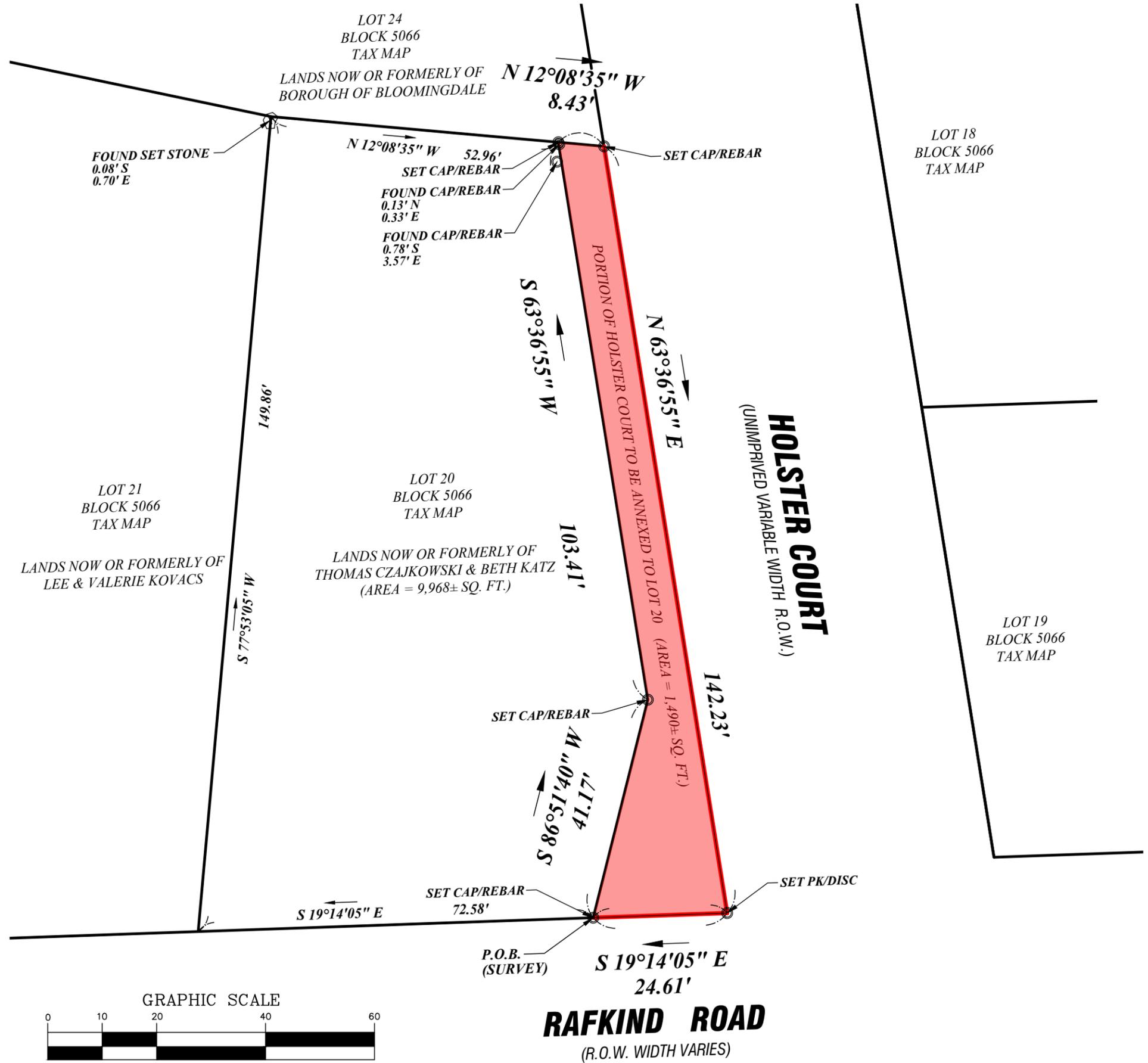
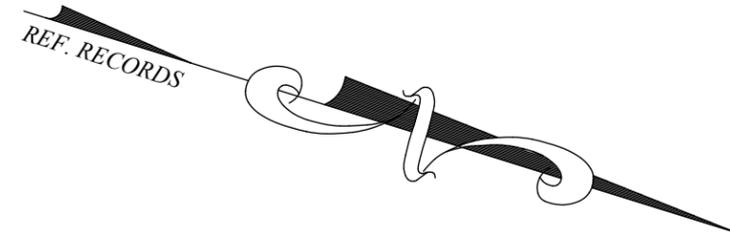
SECTION 4. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

ATTEST:

BOROUGH OF BLOOMINGDALE
 COUNTY OF PASSAIC
 STATE OF NEW JERSEY

 Breeanna Smith, Clerk

By: _____
 John D'Amato, Mayor



MAP REFERENCE:

· Map Entitled "Proposed Subdivision for Neil Holster, Bloomingdale, Passaic County, N.J.". Said map being filed in the Passaic County Register's Office on April 19, 1988 as Map No. 3199.

EXHIBIT OF LANDS TO BE ANNEXED

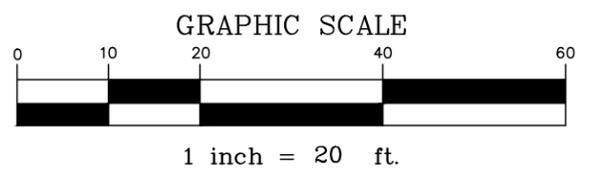
TO TAX LOT 20, BLOCK 5066, A.K.A. 39 RAFKIND ROAD,
BOROUGH OF BLOOMINGDALE,
PASSAIC COUNTY, NEW JERSEY



DMC ASSOCIATES, INC.
PROFESSIONAL LAND SURVEYORS
6 CAREY AVENUE, BUTLER, NJ 07405
TEL: (973) 838-9187 FAX: (973) 838-4389 INFO@DMCSURVEYING.COM

ROBERT L. CIGOL, N.J.P.L.S. No. 24GS04026100
CERTIFICATE OF AUTHORIZATION No. 24GA27919000

DRAWN BY: ZM	SCALE: 1" = 20'	DATE: 10/16/2023	SHEET No.: 1 OF 1	DMC No.: 2308041
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DMC Associates, Inc. Land Surveyors

6 Carey Avenue, Butler, NJ 07405

Tel (973) 838-9187

Email info@dmcsurveying.com

www.dmcsurveying.com

October 16, 2023

RE: Portion of Holster Court to be annexed to Lot 20 Block 5066
Borough of Bloomingdale, County of Passaic, State of New Jersey
DMC No. 2308041

The purpose of this description is to describe a portion of Holster Court, an unimproved variable width right of way as created on a Map Entitled "Proposed Subdivision for Neil Holster, Bloomingdale, Passaic County, N.J." to be annexed to Lot 20 in Block 5066, lands of Thomas Czajkowski & Beth Katzas.

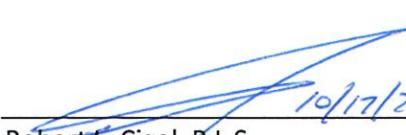
All that certain tract of land and premises situated and lying in the Borough of Bloomingdale, County of Passaic, State of New Jersey being more particularly described as follows:

Beginning at a set cap and rebar at the point of intersection formed by the westerly R.O.W. line of Rafkind Road, a variable width R.O.W. and the southerly R.O.W. line of Holster Court, an unimproved variable width R.O.W. and running thence;

- (1) Along the southerly R.O.W. line of Holster Court, South 86 degrees 51 minutes 40 seconds West for a distance of 41.17 feet to a set cap and rebar, thence;
 - (2) Continuing along the southerly R.O.W. line of Holster Court, South 63 degrees 36 minutes 55 seconds West for a distance of 103.41 feet to a set cap and rebar, thence;
 - (3) Along the westerly R.O.W. line of Holster Court, North 12 degrees 08 minutes 35 seconds West for a distance of 8.43 feet to a set cap and rebar, thence;
 - (4) Along a newly created line through the unimproved R.O.W. of Holster Court, North 63 degrees 36 minutes 55 seconds East for a distance of 142.23 feet to a set pk/disc on the westerly R.O.W. line of Rafkind Road, thence;
 - (5) Along the westerly R.O.W. line of Rafkind Road, South 19 degrees 14 minutes 05 seconds East for a distance of 24.61 feet to the point and place of beginning herein described.
- Containing 1,490+/- sq. ft. or 0.034+/- ac.

Being known and designated as a portion of Holster Court, an unimproved variable width right of way as created on a Map Entitled "Proposed Subdivision for Neil Holster, Bloomingdale, Passaic County, N.J.". Said map being filed in the Passaic County Register's Office on April 19, 1988 as Map No. 3199.

The above description is in accordance with an "Exhibit of Lands to be Annexed to Tax Lot 20, Block 5066, A.K.A. 39 Rafkind Road, Borough of Bloomingdale, Passaic County, New Jersey" prepared by DMC Associates, Inc. Professional Land Surveyors dated October 16, 2023.


10/17/2023

Robert L. Cigol, P.L.S.

N.J. License No. 24GS04026100

Certificate of Authorization No. 24GA27919000