

## **BOROUGH OF EATONTOWN – NOTICE OF ORDINANCE ADOPTION**

NOTICE is hereby given that **Ordinance 01-2026** - Ordinance of the Borough of Eatontown Entitled **“ORDINANCE ACCEPTING DEDICATION OF ROADWAYS ON FORT MONMOUTH FROM THE FORT MONMOUTH ECONOMIC DEVELOPMENT AUTHORITY”** was passed after a public hearing at the regular meeting of **January 28, 2026**, by the Governing Body of the Borough of Eatontown, at 47 Broad Street, Eatontown, NJ 07724. Borough of Eatontown - Trina Lindsey, RMC, Borough Clerk

### **ORDINANCE 01-2026**

#### **BOROUGH OF EATONTOWN**

#### **COUNTY OF MONMOUTH**

#### **ORDINANCE ACCEPTING DEDICATION OF ROADWAYS ON FORT MONMOUTH FROM THE FORT MONMOUTH ECONOMIC DEVELOPMENT AUTHORITY**

**WHEREAS**, on May 7, 2024, FMERA and the Borough entered into a Memorandum of Understanding to contract to study, map, and recommend repair and/or replacement of portions of Nicodemus and Wilson (South) Avenues and associated improvements including roadways, sidewalks, curbing, street lighting, and stormwater infrastructure, including pipes, manholes, catch basins, and outfall structures to support FMERA's redevelopment of the Main Post Property and to transfer portions of Nicodemus and Wilson (South) Avenues to the Borough, as well as prepare bidding documents to make all necessary repairs and replacements;

**WHEREAS**, the Borough Council adopted Resolution 288-205 approving a second Memorandum of Understanding (the “MOU”) to allow for the Borough’s Special Projects Engineer, ARH Associates, to perform engineering services related to the study, map, repair, and/or replace portions of Nicodemus Avenue and associated improvements including roadways, sidewalks, curbing, street lighting, and stormwater infrastructure (as required), including pipes, manholes, catch basins, and outfall structures to support FMERA's redevelopment of the Main Post Property for the purpose of transferring Nicodemus Avenue (from Broad Street to Wilson Avenue), Wilson Avenue (from Avenue of Memories to Nicodemus Avenue), Tiros Avenue (from Vanguard Avenue to Nicodemus Avenue) and Vanguard Avenue (from Tiros Avenue to Wilson Avenue) (the “Fort Monmouth Roads”) as fully compliant municipal roadways; and

**WHEREAS**, the Borough’s Special Project Engineer has advised the Borough that Fort Monmouth Roads have been improved in substantial conformance with the approved plans and applicable Borough of Eatontown municipal roadway standards and that they are suitable for dedication and acceptance by the Borough of Eatontown for public use; and

**WHEREAS**, the Local Land and Buildings Law, N.J.S.A 40A:12-1, et. seq. authorizes a municipality to accept the dedication of public property from another public entity such as the State of New Jersey and its instrumentalities and agencies, and the Borough Council of the Borough of Eatontown believes it is in the best interest of the Borough to accept the dedication of the Fort Monmouth Roads in conformance with its agreements with FMERA; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey, that it hereby accepts the dedication of Nicodemus Avenue from Broad Street to Wilson Avenue, Wilson Avenue from Avenue to Nicodemus Avenue, Tiros Avenue from Vanguard Avenue to Nicodemus Avenue and Vanguard Avenue from Tiros Avenue to Wilson Avenue for public purposes as depicted in the attached plan and the Mayor is authorized to execute deeds or other legal instruments necessary to accept the dedication of these roadways from FMERA.

**BE IT FURTHER RESOLVED** that a copy of this Resolution shall be forwarded to the following:

1. Kara Kopach, Executive Director
2. William P. Lucia, III, Borough Administrator