

RESOLUTION 2011-99

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
DENYING THE RELEASE OF PERFORMANCE GUARANTEE
FOR SITE IMPROVEMENTS FOR FOUR SEASONS
AT MIRAGE, SECTION 5**

WHEREAS, K. Hovnanian, the developer of Four Seasons at Mirage, Section 5 has requested a release of the Performance Guarantee for Site Improvements; and

WHEREAS, the Township Engineer has inspected subject site, and recommends denying the release of the Performance Guarantee for Site Improvements until the following punch list is completed:

1. By #1 Old Mill Court, the pavement has settled around the inlet along Mirage Boulevard near Whitewater Drive. The cause of the settlement must be determined and the necessary repairs must be completed
2. The outstanding drainage complaints (copies attached) at the following locations remain to be addressed:
 - a. 4 Mystic Cove Terrace
 - b. 10 Hot Springs Terrace
 - c. 12 Hot Springs Terrace
 - d. 14 Hot Springs Terrace
 - e. 15 Hot Springs Terrace
 - f. 14 Swimming River Court
 - g. 4 Pond View Circle
 - h. 48 Pond View Circle

THEREFORE BE IT RESOLVED by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey that the request for release of the Performance Guarantee for Four Seasons at Mirage, Section 5, Site Improvements is hereby denied based on the recommendation of the Township Engineer, in his letter dated January 31, 2011.

CERTIFICATION

I, Kathleen T. West, Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey do hereby certify that the foregoing resolution was duly adopted by the Barnegat Township Committee at their regular meeting held on the 7th day of February, 2011, at the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey.

Kathleen T. West, RMC
Municipal Clerk