

RESOLUTION 2011-107

**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 12**

WHEREAS, K. Hovnanian, the developer of Four Seasons at Mirage, Section 12 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. The depressed curb at the driveway in front of 163 Mirage Boulevard has no reveal and ponding is occurring. In addition, the left side of the driveway apron is broken. The dressed curb must be raised to provide the proper reveal and the apron must be replaced.
2. A section of the sidewalk between #23 and #25 Lily Pond Lane has lifted and created a tripping hazard. This affected section of sidewalk must be replaced.
3. The landscaping items set forth in the December 16, 2010 letter from the Taylor Design Group must be addressed.
4. The outstanding drainage complaints at the following locations remain to be addressed:
 - a. 161 Mirage Boulevard
 - b. 11 Lily Pond Lane
 - c. 6 Tideland Place
 - d. 18 Lily Pond Lane
 - e. 23 Lily Pond Lane
 - f. 163 Mirage Boulevard
5. The drainage complaint at the following location has been received by the Township Engineer's office but has not yet been inspected. It is our recommendation that a representative from K. Hovnanian contact their office to schedule a joint inspection of this complaint.
 - a. 2 Idlebrook Court

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 11 Site Improvements is hereby denied based on the recommendation of the Township Engineer, in his letter dated February 1, 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