

## RESOLUTION 2011-168

### RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY PERMITTING HERITAGE POINT, L.P. TO POST SUBSTITUTE BONDS

**WHEREAS**, Heritage Point, L.P. has requested that they be permitted to post substitute bonds as follows:

1. For Section 3A: To provide for the top course pavement along Rockland Street from the intersection of Rockland Street and Sturgeon Street to Heritage Point Boulevard and Heritage Point Boulevard to West Bay Avenue. This results in 4,053 square yards of top course pavement. The purpose of this alternate or substitute bond is to allow the applicant to differ installing the top course pavement in an area that will be disturbed for construction of dwellings in Section 6A and 6B, while the remainder of Section 3A is completed with top course pavement and the original performance guarantee released following asbuilt inspection. This permits those residents in Section 3A to have a completed road without the temporary winterization at inlets, driveways, and manholes, but allows that area in Section 6 that will be disturbed by utilities and dwelling construction to remain in the stabilized base condition until that work is complete.
2. For Section 1: To provide for installation of sidewalk along the northerly side of Portland Street in the area of Section 7B (the model area) up to the northerly property line of Lot 16 in Block 93.25 for a total of 225 square yards (505 LF) of 4 foot wide sidewalk. This sidewalk was to have been installed in Section 1, but was left out until the Model Area is no longer to be used and dwellings in that area are sold as part of the overall development. This allows the sidewalk to be installed at a later date rather than having it installed now and damaged at the time of final construction of the remaining improvements associated with the Model Area.

**WHEREAS**, a substitute or alternate bond for each of these areas individually, would be posted so that upon completion of the respective Sections, the original performance guarantee could be released, leaving the uncompleted improvement covered under a bond.

**NOW, THEREFORE** be it resolved by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey that the request by Heritage Point, LLP for the posting of substitute/alternate bonds is hereby approved.

#### 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 Township Committee of said Township at their regular meeting held on the 7<sup>th</sup> day of March, 2011, in the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey.

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Kathleen T. West, RMC  
Municipal Clerk