

## **RESOLUTION 2011-507**

### **RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE FOR HOLLY OAKS, SANITARY SEWER SYSTEM**

**WHEREAS**, Clayton Companies, the developer of Holly Oaks has requested the release of a Performance Guarantee, Sanitary Sewer System; and

**WHEREAS**, the Township Engineer has inspected subject site, and recommends authorizing the release of the Performance Guarantee, Sanitary Sewer System contingent upon the following items being submitted to the Township;

1. The applicant must make application to the Township of Barnegat for a "Certificate of Completion" (Exhibit "D")
2. The applicant must submit all legal documents as are necessary to convey their interest in the facilities to the Township (Exhibit "E").
3. The applicant must submit an affidavit that all contractors, subcontractors and materials have been paid (Exhibit "F").
4. The applicant must post a two (2) year maintenance guarantee in the amount of \$17,128.00 which represents 15% of the original estimated construction cost of \$114,189.00

**THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey that the request for the release of the Performance Guarantee for Holly Oaks, Sanitary Sewer System Facilities is hereby approved based on the recommendation of the Township Engineer, in his letter dated September 27, 2011.

### **CERTIFICATION**

I, Sharon L. Auer, Acting 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 3<sup>rd</sup> day of October, 2011, at the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey.

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Sharon L. Auer  
Acting Municipal Clerk