

RESOLUTION 2012-623

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE RELEASE OF THE MAINTENANCE BOND
FOR WATER SYSTEM FACILITIES
FOR OCEAN ACRES PHASE 5**

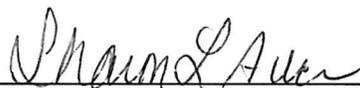
WHEREAS, The Walters Group, the developer of Ocean Acres, Phase 5 has requested the release of the Maintenance Bond, Water System Facilities; and

WHEREAS, the Township Engineer has inspected subject site, and recommends approving the release of the Maintenance Bond, Water System Facilities, now

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 Performance Guarantee for Ocean Acres, Phase 5, Water System Facilities is hereby approved based on the recommendation of the Township Engineer, in his letter dated December 10, 2012:

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 17th day of December, 2012, at the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey.



Sharon L. Auer
Acting Municipal Clerk



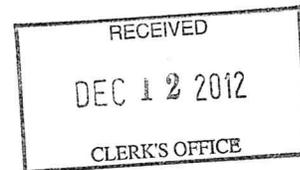
BIRDSALL SERVICES GROUP

ENGINEERS & CONSULTANTS

Sharon L. Auer, CMR, Acting Municipal Clerk
Township of Barnegat
900 West Bay Avenue
Barnegat, NJ 08005

December 10, 2012
Job No. 2-06351-330054

**Re: Request for Maintenance Bond Release
Ocean Acres Phase 5
Water System Facilities
Bond #5037606**



Dear Mrs. Auer:

According to our records, Walters Development Co., LLC posted a maintenance bond for the water system facilities at the above-referenced development on December 15, 2010, (Bond #5037606 issued by Bond Safeguard Insurance Company). Under the Municipal Land Use Law, maintenance bonds remain in effect for a period of two years. Thus, the maintenance bond is scheduled to expire on December 15, 2012. In this regard, our office has reinspected the water system improvements and found everything to be in good condition. Therefore, we have no objection to the subject water system maintenance bond being released at this time.

We trust that this letter will answer all of your questions regarding the subject matter. If we can be of further assistance, please feel free to call.

Very truly yours,

BIRDSALL SERVICES GROUP, INC.

John J. Hess, P.E., P.P., C.M.E.
Water & Sewer Utility Engineer
JJH:ps

cc: David Breeden, Administrator
Kathleen Janeski, CFO
Jerry J. Dasti, Esq.
Walters Development Co., LLC
Bond Safeguard Insurance Co., 256 Jackson Meadows Drive, Suite 201, Hermitage, TN 37076

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