

RESOLUTION 2013-250

RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR WHISPERING HILLS, PHASE 2, WATER SYSTEM FACILITIES

WHEREAS, Walters Group, the developer of Whispering Hills, Phase 2 has requested the inspection and acceptance of the Water System Improvements; and

WHEREAS, the Township Engineer has inspected subject site, and recommends approving the reduction of the Performance Guarantee, Site Improvements, contingent upon the following being completed::

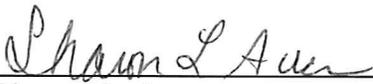
1. Developer must post Performance Guarantees prior to the filing of the subdivision plat for Whispering Hills, Phase 2
2. Developer must provide a balance in Whispering Hills Escrow Account in the amount of \$9,047.00.
3. Applicant must make application to the Township of Barnegat for a "Certificate of Completion" (Exhibit "D").
4. Applicant must submit all legal documents as are necessary to convey their interest in the facilities to the Township (Exhibit "E").
5. Applicant must submit an affidavit that all contractors, subcontractors and materials have been paid (Exhibit "F").
6. Water Curb Stops – Emerson Lane, curb boxes need to be set to final grade on Block 144.05, Lots 1 and 2, Block 144.09, Lots 1 through 17, Block 144.13, Lots 1 through 13.
7. Water Curb Stops – Sinclair Lane curb boxes need to be set to final grade on Block 144.10, Lots 1 through 16, Block 144.11, Lots 1 through 8.
8. Main Line Valves – Emerson Lane, Station 0+50(lt) valve box for fire hydrant is offset and needs to be reset.
9. Fire Hydrants – Hawthorn Lane, Fire hydrant located on North side of Lot 17 requires a fresh application of paint.
10. Asbuilt Plan – 8 inch water valve located in front of Lot Block 144.13, Lot 13 on Emerson Lane needs to be shown on as-built plan.
11. The plan must be revised to show the fourth 8" water main gate valve located in the roadway near the southeast corner of the intersection of Hawthorne Lane and Emerson Lane.
12. The plan must be revised to show the 6" connection pipe from the hydrant to the main located on Emerson Lane near the intersection of Rose Hill Road.
13. The plan must be submitted in GIS format.

| | <u>Original Amounts</u> | <u>New Amounts by this Reduction</u> |
|--|-----------------------------|--|
| Performance Guarantee Surety Bond or Letter of Credit: | \$315,684.00 | \$94,705.20 |
| Cash: | \$284,116.00 | \$85,234.00 |
| | \$ 31,568.00 | \$ 9,470.50 |

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 reduction of the Performance Guarantee for Whispering Hills, Phase 2, Water System Improvements is hereby approved based on the recommendation of the Township Engineer, in his letter dated April 18, 2013

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 20th day of May, 2013, at the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey.



 Sharon L. Auer
 Acting Municipal Clerk