

RESOLUTION 2016- 151

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, DENYING THE REQUEST FOR A RELEASE OF THE REFORESTATION PERFORMANCE BOND FOR BLOCK 92.111, LOTS 24.10, 24.11 AND 24.12 BARNEGAT CROSSING PROJECT

WHEREAS, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey (hereinafter referred to as the “Township”) has received a request dated February 23, 2016 from Cardinale Enterprises requesting a release of performance bonds posted for Block 92.111, Lots 24.10, 24.11 and 24.12 (hereinafter referred to as the “property”); and

WHEREAS, in conjunction therewith the Township has received and carefully reviewed a letter of recommendation from its consulting engineer for the project, John J. Hess, P.E., P.P., dated March 10, 2016; and

WHEREAS, the letter of recommendation from the Township Engineer is to the effect that the performance bond should not be released until a replacement bond has been posted by the current owner of the property, Lighthouse Barnegat, LLC; and

WHEREAS, the Township finds that the recommendations of its consulting engineer are appropriate and in accordance with the Township Land Use Ordinance.

NOW, THEREFORE, BE IT RESOLVED, this 5th day of April, 2016 by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

1. The Township accepts and approves the recommendations of its consulting engineer and declines the request to release the performance bonds until sufficient replacement bonds have been posted.

**DASTI, MURPHY
McGUCKIN, ULAKY,
KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD
P.O. BOX 1057
FORKED RIVER, N.J. 08731

2. The Township authorizes and directs the Mayor, Township Clerk, and Township Administrator to execute any and all necessary documents in order to implement the intent of this resolution.

3. A certified copy of this resolution shall be forwarded by the Township Clerk to the following:

- (a) Honorable John J. Novak, Mayor;
- (b) Martin Lisella, Township Administrator;
- (c) Jerry J. Dasti, Esquire;
- (d) John Hess, P.E.; and
- (e) Cardinale Enterprises

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on April 5, 2016, a quorum being present and voting in the majority.

MICHELE RIVERS, RMC, TOWNSHIP CLERK

Prepared by:

**DASTI, MURPHY, McGUCKIN, ULAKY,
KOUTSOURIS & CONNORS**
Forked River, New Jersey 08731

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