

RESOLUTION 2016- 297

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A RELEASE OF A MAINTENANCE BOND FOR THE DRY WATER SYSTEM FOR PROPERTY KNOWN AND DESIGNATED AS BLOCK 92.112, LOT 42.11, BARNEGAT TOWNSHIP, NEW JERSEY

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 May 2, 2016 from a representative of the applicant/property owner, D&F Barnegat Developments, LLC; and

WHEREAS, the request is that the cash maintenance bond in the amount of \$8,838.00 for the dry water system be released; and

WHEREAS, the Township has received and carefully reviewed a letter of recommendation dated June 28, 2016 from its consulting engineer for the project, John J. Hess, P.E., P.P. and CME Associates; and

WHEREAS, the recommendation from Mr. Hess is that the maintenance bond has been in effect for approximately four (4) years and exceeds the two-year time period. Mr. Hess has advised that no claims were made against the maintenance bond and that his office has no objection to the dry water system maintenance bond being released; and

WHEREAS, the Township finds that the recommendations of its consulting engineer are acceptable and appropriate, and in accordance with the Township sanitary sewer and water rules and regulations.

NOW, THEREFORE, BE IT RESOLVED, this 2nd day of August, 2016, by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

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

COUNSELLORS AT LAW

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

1. The Township accepts the recommendations of its consulting engineer for the project and authorizes a release of the cash maintenance bond in the amount of \$8,838.00.

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) Michele Rivers, R.M.C., Township Clerk;
- (d) Jerry J. Dasti, Esquire;
- (e) Tom Lombarski, CFO, Township of Barnegat; and
- (f) Justin McCarthy, Esquire, attorney for applicant.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on August 2, 2016, a quorum being present and voting in the majority.

Michele Rivers, RMC, Township Clerk

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

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

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