

**RESOLUTION NO. 2016-370**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF  
THE TOWNSHIP OF BARNEGAT, COUNTY OF  
OCEAN, STATE OF NEW JERSEY AUTHORIZING A  
RELEASE OF THE PERFORMANCE GUARANTEE  
FOR THE TEMPORARY GRINDER PUMP & FORCE  
MAIN, LOCATED AT BLOCK 164, LOT 2.01,  
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 for the developer, DeSapio Development, Inc., for a release of the Performance Bond for the temporary grinder pump and force main affecting property known and designated as Block 164, Lot 2.01, Barnegat Township, New Jersey (hereinafter referred to as the "Property"); and

**WHEREAS**, as a result thereof, the Township has received and carefully reviewed a letter of recommendation dated September 6, 2016 from its consulting engineer for the project, John J. Hess, P.E., P.P.; and

**WHEREAS**, the letter of recommendation from the Township's consulting engineer is to the effect that the Performance Guarantee can be released inasmuch as the temporary grinder pump and force main have been abandoned and each building on the property has been connected to the sanitary sewer main on West Bay Avenue; and

**WHEREAS**, the consulting engineer for the Township also has opined that as result there is no need for the developer to post a two year Maintenance Guarantee; and

**WHEREAS**, the Township finds that the recommendations of its consulting engineer are appropriate, and in accordance with the Township Land Use Ordinance and Sewer and Water Rules and Regulations

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

COUNSELLORS AT LAW

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

**NOW, THEREFORE, BE IT RESOLVED**, this 4<sup>h</sup> day of October, 2016, that the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey as follows; and

1. The Township accepts the recommendations of its consulting engineer for the project and authorizes a release of the Performance Bond posted for the temporary grinder pump and force main.

2. The Township, under the circumstances, does not require the posting of a two year Maintenance Guarantee for this project.

3. 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.

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

- 1.) Honorable John J. Novak, Mayor, Mayor;
- 2.) Martin Lisella, Township Administrator;
- 3.) John J. Hess, PE, PP, CME Associates;
- 4.) Thomas Lombarski, Township CFO;
- 5.) Jerry J. Dasti, Esquire;

### **CERTIFICATION**

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on October 4<sup>th</sup>, 2016, a quorum being present and voting in the majority.

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**MICHELE RIVERS, RMC, TOWNSHIP CLERK**

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