

RESOLUTION NO. 2021 – 323

**RESOLUTION OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF BARNEGAT, COUNTY
OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING EXECUTION OF A STORM
SEWER EASEMENT WITH WALTERS
DEVELOPMENT COMPANY LLC FOR OCEAN
ACRES DEVELOPMENT-PHASE 11**

WHEREAS, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, (the “Township”) has received a request from the developer Walters Development Company, LLC for the execution and recording of a Storm Sewer Easement; and

WHEREAS, the Storm Sewer Easement affects portions of Block 92.17, Lots 1, 2, 3, 4, 5, 6, 8.01, 9.01, 10.01, 11.01, 37.01 through 46, and are more appropriately described in the metes and bounds description attached to the easement and incorporated herein by reference; and

WHEREAS, the easement area is contained within the Ocean Acres Phase 11 development project; and

WHEREAS, the Storm Sewer Easement has been received and reviewed by the Township Engineer and the Township Attorney and found to be acceptable as to form and content; and

WHEREAS, the Township Engineer has authored correspondence dated October 20, 2021 recommending execution of the agreement; and

WHEREAS, the Storm Sewer Easement is attached hereto and made a part hereof; and

WHEREAS, the Township finds its necessary and appropriate to authorize the execution and recording of the Storm Sewer Easement, attached hereto; and

DASTI & ASSOCIATES

ATTORNEYS AT LAW

310 Lacey Road
P.O. Box 779
Forked River, N.J. 08731

WHEREAS, the easement shall be executed by the developer and the Township and recorded at the developer's expense in the office of the Ocean County Clerk, and a copy of same be forwarded by the developer to the Township.

NOW, THEREFORE, BE IT RESOLVED on this 4th day of November, 2021 by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, and State of New Jersey as follows:

1. The Township accepts the recommendation of its professional staff and hereby authorizes the execution and recording of the Storm Sewer Easement by Walters Development Company, LLC in the Township of Barnegat for certain Lots located in Ocean Acres Phase 11 development that are more fully described in the attached Storm Sewer Easement and Metes and Bounds description attached hereto.

2. The developer Walters Development Company, LLC shall record at its expense the Storm Sewer Easement in the office of the Ocean County Clerk and shall provide a filed copy of same to the Township Clerk, Township Attorney, and Township Engineer.

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

- (a) Al Bille, Mayor
- (b) Martin Lisella, Township Administrator
- (c) Kurt Otto, PE, PP, CME, Township Engineer
- (d) Walters Development Company, LLC
- (e) Christopher Dasti, Township Attorney
- (f) Roger Budd, Utility Department Supervisor

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CERTIFICATION

I certify that the forgoing Resolution was duly adopted by the Township of Barnegat at a meeting held on November 4, 2021, a quorum being present and voting in the majority.

Donna M. Manno, RMC
Township Clerk

Prepared by:
DASTI & ASSOCIATES

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