

RESOLUTION NO. 2022-201

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF
THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN
AND STATE OF NEW JERSEY DENYING REQUESTED
RELEASE FOR MAINTENANCE BOND FOR SEA
CREST PINES PHASE 1**

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 D.R. Horton, Inc., for a release of the Maintenance Guarantee for Sea Crest Pines, Phase 1; and

WHEREAS, the date of the bond is November 6, 2016; and

WHEREAS, the Township's Consulting Engineer CME Associates has inspected the site improvements and has found that several items of landscaping remain outstanding as well as the storm water retention basin. CME Associates issued a review memorandum dated May 18, 2022, a copy of which is attached hereto and made a part hereof, recommending denial of their request to release the Maintenance Guarantee until such time as the Developer, D.R. Horton, Inc., completes all of the required site improvements to the satisfaction of the Township Engineer as well as addressing all the items set forth in the May 18, 2022 review memorandum; and

WHEREAS, the Township accepts the recommendation of its professional staff.

NOW THEREFORE BE IT RESOLVED this 9th day of June 2022 by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, and State of New Jersey as follows:

DASTI & ASSOCIATES
ATTORNEYS AT LAW

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

1. The Township accepts the recommendation of its professional staff and hereby denies the request to release the Site Maintenance Guarantee for Sea Crest Pines, Phase 1 by Developer D.R. Horton, Inc.

2. D.R. Horton, Inc., shall complete all of the site improvements subject to the inspection and approval of the Township's professional staff at which time the Developer can request release of the guarantee at that time.

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

- (a) Alfonso Cirulli, Mayor
- (b) Martin Lisella, Township Administrator
- (c) Kurt Otto, PE, Township Engineer
- (e) David Barry, PE, CME Associates
- (f) Tom Lombarski, CFO
- (g) Christine Roessner, Finance Office
- (h) Christopher J. Dasti, Esq., Township Attorney
- (i) D.R. Horton, Inc., Applicant

CERTIFICATION

I certify that the forgoing Resolution was duly adopted by the Township of Barnegat at a meeting held on June 9, 2022, a quorum being present and voting in the majority.

DASTI & ASSOCIATES
ATTORNEYS AT LAW

310 Lacey Road
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Donna M. Manno, RMC
Municipal Clerk