

RESOLUTION NO. 2023-253

**A RESOLUTION OF THE TOWNSHIP COMMITTEE OF
THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN
AND STATE OF NEW JERSEY AUTHORIZING
RELEASE OF PERFORMANCE GUARANTEE FOR
SANITARY SEWER SYSTEMS FOR
SEA CREST PINES, SECTION 2**

WHEREAS, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey (the “Township”) received a request from the developer D.R. Horton, Inc., for release of performance guarantee for the sanitary sewer system located at Sea Crest Pines, Section 2 (“the Project”); and

WHEREAS, the Township’s Consulting Engineer CME Associates has done an inspection of the improvements and issued a review memorandum dated June 15, 2023, a copy of which is attached hereto and made a part hereof, indicating that the performance guarantee can be released subject to the Applicant completing the conditions set forth in the review memorandum which includes posting a two-year maintenance guarantee in the amount of \$51,581.70; and

WHEREAS, the Township accepts the recommendation of its professional staff; and

NOW THEREFORE BE IT RESOLVED this 6th day of July, 2023 by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, and State of New Jersey as follows:

1. The Township authorizes the release of the performance guarantee conditioned upon the Applicant posting a two-year maintenance bond in the amount of \$51,581.70 and completing all of the required conditions set forth in the June 15, 2023 review memorandum of the Township Engineers which is attached hereto and made a part hereof.

DASTI & ASSOCIATES

ATTORNEYS AT LAW

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

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

- (a) Mayor Pasquale Papi
- (b) Martin Lisella, Township Administrator
- (c) Kurt Otto, PE, Township Engineer
- (e) Roger Budd, Water and Sewer Utility Manager
- (f) Zachary M. Jordan, PE, CME Associates
- (g) Tom Lombarski, CFO
- (h) Christine Roessner, Finance Dept
- (i) Christopher J. Dasti, Esq., Township Attorney
- (j) D.R. Horton

CERTIFICATION

I certify that the forgoing Resolution was duly adopted by the Township of Barnegat at a meeting held on July 6, 2023, a quorum being present and voting in the majority.

Donna M. Manno, RMC
Municipal Clerk

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