

RESOLUTION 2015 - 303

**RESOLUTION AUTHORIZING RELEASE OF
PERFORMANCE GUARANTEE WILLOWS AT
WARETOWN, SANITARY SEWER SYSTEM**

WHEREAS, the Ingerman Group is currently developing an age-restricted residential facility within the Township of Ocean known as "Willows at Waretown"; and

WHEREAS, in accordance with the approvals previously received by the developer for this project, the applicant has posted a Performance Guarantee in the amount of \$42,120.00, later reduced to \$12,636.00 pursuant to Resolution 2015-178 to assure complete installation of site improvements for the construction of a sanitary sewer system for the site; and

WHEREAS, said Performance Guarantee consists of Bond No 58721301 dated May 5, 2015 issued by Western Surety Company in the amount of \$11,372.40 and a Cash Bond in the amount of \$1,263.60; and

WHEREAS, by letter dated December 17, 2015 the Township Engineer, James M. Oris, P.E., P.P., CME, has advised the Township Committee that he has inspected the proposed improvements and finds they have been completed in substantial conformance with the approved Subdivision Plans and Planning Board Approvals; and

WHEREAS, the Township Engineer has recommended to the Township Committee that said Performance Guarantees be released conditioned upon the posting of a new Maintenance Guarantee in the amount of \$6,318.00 for a period of two (2) years; and

WHEREAS, the Township Committee wishes to accept the recommendation of its consulting engineer.

NOW, THEREFORE BE IT RESOLVED this ____ day of _____, 2015 by the Township Committee of the Township of Ocean, County of Ocean, State of New Jersey as follows:

1. The Township hereby authorizes the release of the Performance Guarantee currently being held by the Municipality including Bond No. 58721301 dated May 5, 2015 in the amount of \$11,372.40 and the Cash Bond in the amount of \$1,263.60 conditioned upon the applicant posting a Maintenance Guarantee with the Township of Ocean in the amount of \$6,318.00.

2. This Resolution is further conditioned upon the applicant reimbursing the Township for the cost of any outstanding construction inspection fees.

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

COUNSELLORS AT LAW

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

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the following:

1. Diane Ambrosio, Township Clerk
2. James M. Oris, P.E. P.P., CME, Township Engineer;
3. Gregory P. McGuckin, Esquire, Township Attorney;
4. Marlene Miller, Township Treasurer
5. Lara Schwager, Ingerman Group.
6. Aaron Waltzer, Ingerman Group

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Township Committee of the Township of Ocean, County of Ocean, State of New Jersey at a regular meeting held on the ____ day of _____, 2015, quorum being present and voting in the majority.

Diane Ambrosio, Township Clerk

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

COUNSELLORS AT LAW

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Z:\CLIENT MATTERS - GL\Ocean Township\GL-22964 Resolutions 2015\2015 - Authorizing Release of PG sanitary sewer systems re Willows at Waretown c/pak12-21-15