

RESOLUTION R-11-93

RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE SURETY FOR THE DEVELOPMENT KNOWN AS ASHFORD ESTATES, SECTIONS 1 AND 3 WITHIN THE TOWNSHIP OF SOUTH HARRISON AND ESTABLISHING MAINTENANCE SURETY

WHEREAS, the Developer of Ashford Estates, Sections 1 and 3, has requested a release of its Performance Guarantees; and

WHEREAS, the Township Engineer has conducted an inspection of such project and, by Memorandum dated December 8, 2011, has recommended that the Performance Guarantees may be released subject, however, to the developer posting the appropriate Maintenance Guarantees; and

WHEREAS, the Township Engineer's recommendation for the release of the Performance Guarantees was based upon the developer's completion of all site improvements within Sections 1 and 3 that were required for the project.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of South Harrison, that the Performance Guarantees posted for Sections 1 and 3 of the Ashford Estates Development are hereby authorized for release upon the developer's satisfaction of the following conditions:

1. Satisfaction and payment of all outstanding escrow and inspection charges attributable to this project;
2. The developer shall provide the Township Solicitor and the Planning Board Secretary with a copy of the three (3) Deeds of Easement and Right-Of-Way (Ashford Court, Willowbrook Court, and Willowbrook Lane) that were recorded with the Gloucester County Clerk; and
3. Posting of Maintenance Guarantees in a form approved by the Township Solicitor that shall be posted for a period of two (2) years from the effective date of acceptance under this Resolution, as follows:
 - a. Section 1-Maintenance Bond amount \$127,321.73
 - b. Section 3-Maintenance Bond amount \$77,759.18.
4. Developer's continued conformance with all requirements of the approvals governing the project and the directives of the Township Engineer.

BE IT FURTHER RESOLVED, that a copy of this Resolution certified to be a true copy by the Township Clerk, be forwarded to the following: Township Engineer, Township CFO, Township Attorney, and by certified mail to the Developer herein.

BE IT FURTHER RESOLVED, that the Township Clerk, Township CFO, and all other appropriate Municipal Officials are hereby authorized to execute such papers and to perform such acts as are necessary to effectuate the purpose of this Resolution.

TOWNSHIP OF SOUTH HARRISON

By: _____
JAMES McCALL, MAYOR

ATTEST:

**NANCY E. KEARNS, RMC
TOWNSHIP CLERK**

NOTICE

The foregoing Resolution was duly adopted by the Township Committee of the Township of South Harrison at the Regular Meeting held on December 14, 2011.

**NANCY E. KEARNS, RMC
TOWNSHIP CLERK**