

**RESOLUTION R-14-70**

**A RESOLUTION OF THE TOWNSHIP OF SOUTH HARRISON, IN THE COUNTY OF GLOUCESTER AND STATE OF NEW JERSEY, AUTHORIZING THE RELEASE OF PERFORMANCE BOND, MAINTENANCE BOND, CASH BOND, AND INSPECTION FEES FOR THE SITE IMPROVEMENTS AND MAJOR/MINOR SUBDIVISION PROJECTS ON PROPERTY IDENTIFIED AS BLOCK 14, LOT 7.01, AND BLOCK 14.01, LOT 2.**

**WHEREAS,** THE HARLAN CORPORATION heretofore received Major Subdivision Approval on May 28, 2008, for the Subdivision Project known as “Windsor Estates” that was subsequently memorialized by Resolutions R-26-02 and R-06-22; and

**WHEREAS,** THE HARLAN CORPORATION recently received Approval from the South Harrison Township Combined Planning Board to abandon the Major Subdivision Approval in light of THE HARLAN CORPORATION’s election to place the property into the Gloucester County Farmland Preservation Program; and

**WHEREAS,** THE HARLAN CORPORATION secured Minor Subdivision Approval to consolidate and re-subdivide the property, which Approval was memorialized by Resolution R-14-07 (Application No. 001-050-14) adopted by the Combined Planning Board on April 14, 2014; and

**WHEREAS,** THE HARLAN CORPORATION has perfected all conditions of such Minor Subdivision Approval, including the vacation of the public roadway known as “Pedrick Court”; and

**WHEREAS,** THE HARLAN CORPORATION has submitted a request seeking the release of all Performance, Maintenance, and Inspection Escrow obligations associated with the Major and Minor Subdivision Projects formally known as “Windsor Estates”; and

**WHEREAS,** the Township Engineer has reviewed and approved the request of THE HARLAN CORPORATION; and

**WHEREAS,** the Township Committee of the Township of South Harrison has considered the recommendations of the Township Solicitor and the Township Engineer concerning the release of the Performance and Maintenance obligations posted by THE HARLAN CORPORATION for the “Windsor Estates” Major and Minor Subdivision Projects.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of South Harrison, as follows:

1. The Performance Bond, which consists of Performance Bond #1022446 issued by Lexon Insurance Company in the amount of \$1,185,189.00, and a Cash Bond in the amount of \$118,519.00 heretofore posted with the Township, may and hereby is released subject to the conditions stated below; and

2. The Maintenance Bond, which consists of Maintenance Bond #1022447 issued by Lexon Insurance Company in the amount of \$148,149.00 heretofore posted with the Township, may and hereby is released subject to the conditions stated below; and

3. The balances of all Inspection and Escrow Accounts in the name of THE HARLAN CORPORATION shall be released subject to the conditions stated below.

4. This Resolution of Release is contingent upon THE HARLAN CORPORATION reimbursing the Township for the cost of any and all outstanding Inspection Fees, and all other charges, as per Township Ordinance for the release of the Performance and Maintenance guarantees; and

5. Copies of this Resolution shall be provided to the Township Chief Financial Officer, as well as to the Township Engineer and Township Solicitor forthwith after the adoption hereof; and

6. The Mayor and Township Clerk are hereby authorized to sign or issue any appropriate documentation to give effect to the within Resolution.

TOWNSHIP OF SOUTH HARRISON

\_\_\_\_\_  
ROBERT J. DIAZ, DEPUTY MAYOR

Dated: August 26, 2014

ATTEST:

\_\_\_\_\_  
CELESTE KEEN, RMC,  
DEPUTY CLERK

The foregoing resolution was duly adopted by the Township Committee of the Township of South Harrison at a Special Meeting held on the 26<sup>th</sup> day of August, 2014.

\_\_\_\_\_  
CELESTE KEEN, RMC,  
DEPUTY CLERK