

RESOLUTION NO. 175-2016

RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF HARRISON AUTHORIZING THE RELEASE OF THE PERFORMANCE GUARANTEE AND REQUIRING POSTING OF A MAINTENANCE GUARANTEE FOR 507 MULLICA HILL ROAD, LLC (ACCREDITED DERMATOLOGY) AFFECTING A PARCEL KNOWN AS BLOCK 29, LOT 17 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF HARRISON, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY

WHEREAS, the Harrison Township Planning Board granted Final Major Site Plan Approval to 507 Mullica Hill Road, LLC relating to improvements for Block 29, Lot 17 (Accredited Dermatology) via Resolution No. 25-2011; and

WHEREAS, 507 Mullica Hill Road, LLC has caused certain work to be performed relating to improvements affecting Block 29, Lot 17 on the official Tax Map of the Township of Harrison; and

WHEREAS, 507 Mullica Hill Road, LLC posted Performance Surety Bond No. 5037626 dated April 17, 2012 in the sum of \$810.00 issued by Bond Safeguard Insurance Company assuring the satisfactory installation of the on-tract improvements; and

WHEREAS, the Harrison Township Engineer has inspected all improvements secured by said Performance Surety Bonds and has filed a written report with the Township Clerk dated July 20, 2016, attached hereto as Exhibit "A" (consisting of 1 page), recommending the release of the Performance Guarantee; and

WHEREAS, the Harrison Township Engineer further recommends posting and issuance of Maintenance Guarantees as follows:

Maintenance Bond Amount	\$ 10,224.43
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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Harrison, Gloucester County, New Jersey, as follows:

1. The improvements performed by the Applicant for Block 29, Lot 17 are hereby accepted, and the Applicant is hereby released from all liability under the existing Performance Surety Bond No. 5037626 dated April 17, 2012 in the sum of \$810.00 issued by Bond Safeguard Insurance Company, however, subject to the conditions set forth below

2. If not previously provided, the Applicant shall post an inspection escrow (items covered by Maintenance Guarantee) in the sum of \$511.23 for a period of two (2) years and in the manner set forth in N.J.A.C. 5:36-4.4 and/or N.J.A.C. 5:36-4.2.

3. If not previously provided, the Applicant is hereby directed to forward the above-described Maintenance Guarantee to the Township Clerk to satisfy the contingency set forth herein. The Performance Cash portions of the Performance Guarantees, if any, will be reduced to the Maintenance Cash Bond requirements, and the difference refunded to Applicant. In addition, all funds currently held by the Treasurer for inspection escrows shall be retained and/or replenished pursuant to §174-18(O.); 176-12(C.) or 192-42(D.) of the Township Code as applicable.

4. That no above-mentioned Performance Guarantee shall be released until receipt by the Township of approved Maintenance Guarantees in a form and manner satisfactory to the Township's Solicitor (if not previously submitted and approved); and payment by the Applicant of any outstanding fees or costs from inspections, escrows and/or items more particularly set forth in the Application and Resolution of the Township Planning Board approving the project.

5. The Township Clerk is hereby directed to forward a certified copy of this Resolution to the Applicant and the Harrison Township Treasurer.

ADOPTED at a Regular Meeting of the Harrison Township Committee held August 1, 2016.

TOWNSHIP OF HARRISON

LOUIS F. MANZO, Mayor

ATTEST:

DIANE L. MALLOY
Clerk

ROLL CALL VOTE				
COMMITTEE MEMBER	AYES	NAYS	ABSTAIN	ABSENT
Manzo				
Clowney				
Diggons				
Heim				
Williams				

CERTIFICATION

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Harrison, County of Gloucester, State of New Jersey, at a meeting held by the same on August 1, 2016 in the Harrison Township Municipal Building, 114 Bridgeton Pike, Mullica Hill, New Jersey 08062.

DIANE L. MALLOY
Clerk