

RESOLUTION

WHEREAS, Congregation Magen David of West Deal, Inc. (Developer) are the owners of property known as Block 25, Lot 33 as shown on the official tax map of the Township of Ocean, which property is located at 395 Deal Road in the R-2 (Low Density Single Family Residential) Zone in the Township of Ocean, County of Monmouth, State of New Jersey; and

WHEREAS, the Developer has received Site Plan Approval with Variances by the Township of Ocean Planning Board by way of Resolution dated November 24, 2008 to construct a 2,019 square foot addition to the rear of a synagogue for the purpose of increasing the seating in the midrash by 136 seats to a total of 240 seats. In addition, some minor grade changes will be made to accommodate ADA accessibility; and

WHEREAS, this Agreement relates to a Site Plan Map entitled Preliminary and Final Site Plans, Synagogue of West Deal, Tax Block 25, Tax Lot 33, Township of Ocean, Monmouth County, New Jersey by Robert A. Nelson, P.E. of Nelson Engineering Associates, Inc., consisting of eight (8) sheets dated August 26, 2008 and last updated December 8, 2010 and Maps entitled Proposed Alteration Addition, Magen David Congregation, Deal Road, Deal, New Jersey, Lot 33, Block 25 by James J. Monteforte, AIA of Monteforte Architectural Studio, LLC, consisting of two (2) sheets dated August 8, 2008; and

WHEREAS, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimate dated December 14, 2010 prepared by the Township of Ocean Engineer, Louis J. Lobosco, P.E., P.P. of Leon S. Avakian, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Ocean, County of Monmouth, State of New Jersey as follows:

1. It hereby authorizes the Mayor to execute and the Township Clerk to attest to a Developer's Agreement between the Township of Ocean and Congregation Magen David of West Deal, Inc., subject to the following conditions first being met:
 - a. Required certificates of insurance be properly filed with the Office of the Township Clerk
 - b. Posting of Performance Guarantees in the total amount of \$29,640.00 and Inspection Fees in the amount of \$2,235.00.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the following:

1. Township Engineer
2. Director of Community Development
3. Construction Official
4. Director of Finance
5. Congregation Magen David of West Deal, Inc.

Record of Vote	Deputy Mayor Hiers	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Mayor Larkin
Motion To Approve					
Motion to Second					
Approved					
Opposed					
Not Voting/Recuse					
Absent/Excused					

CERTIFICATION

*I hereby certify that this is a true copy of a resolution passed by the Township of Ocean Governing Body at their meeting held on **January 10, 2011.***

 Vincent Buttiglieri, RMC/CMC
 Township Clerk