

**RESOLUTION**

**WHEREAS**, the Developer is the owner of certain property known as Block 33, Lot 51 as shown on the official tax map of the Township of Ocean, which property is located on Holbrook Street in the R-4 (Single Family Residential) Zone in the Township of Ocean, County of Monmouth and State of New Jersey; and

**WHEREAS**, the Developer was granted Minor Subdivision Approval by the Township of Ocean Planning Board by way of Resolution dated January 28, 2008 to subdivide the property to create three (3) conforming lots and dedicate one of the proposed lots to the Township; and

**WHEREAS**, this Agreement relates to a Site Plan Map entitled Minor Subdivision, Lot 51, Block 33, Township of Ocean, Monmouth County, New Jersey by Charles Surmonte, P.E. & P.L.S., consisting of two (2) sheets dated May 14, 2007 and last updated December 7, 2009; and

**WHEREAS**, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimate dated January 15, 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 a Developer's Agreement between the Township of Ocean and Bevin Irvin Builders Inc., subject to the following conditions first being met:
  1. All required certificates of insurance be properly filed with the Office of the Township Clerk
  2. Posting of Performance Guarantees in the total amount of \$20,160.00 and Inspection Fees in the amount of \$2,040.00.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be provided by the Township Clerk to each of the following:

1. Township Engineer
2. Director of Finance
3. Planning Board
4. Construction Official
5. Township Attorney
6. Bevin Irvin Builders Inc.

**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 **February 10, 2010**.*

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 Vincent Buttiglieri, RMC/CMC  
 Township Clerk

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