

RESOLUTION

WHEREAS, the Developer is the applicant for Block 34.03, Lots 2 and 2.01, as shown on the official tax map which property is located at 1025 Deal Road in the R-3/PRD (Planned Residential Development) Zone in the Township of Ocean, County of Monmouth, State of New Jersey; and

WHEREAS, the Developer received Approval of Conditional Use Variance, Approval of Site Plan, Approval of Bulk Variance(s) and Approval of Amended Final Site Plan by the Zoning Board of Adjustment of the Township of Ocean by way of Resolutions dated October 12, 2006, November 2, 2006 and October 11, 2007 to construct a three level synagogue that will contain a basement with kitchen facilities and a meeting room, a first floor level that will contain office and worship areas and a third floor level that will contain two classrooms. The building footprint will be approximately 5,000 square feet and located towards the eastern end of the Hillel School site, to the north of Poplar Place, opposite the Copper Gable parking lot; and

WHEREAS, the Township of Ocean and the Developer entered into a Developer’s Agreement dated June 24, 2009; and

WHEREAS, the Agreement related to a Site Plan Map entitled Preliminary and Final Site Plans, Congregation Sons of Israel, Tax Block 34.03, Part of Tax Lots 2 & 2.01, Township of Ocean, Monmouth County, New Jersey by Robert A. Nelson, P.E. of Nelson Engineering Associates, Inc., consisting of thirteen (13) sheets dated October 28, 2005 and last updated April 29, 2009; and

WHEREAS, construction at the site caused the removal of a number of trees without the approval and consent of Township Officials; and

WHEREAS, in addition to the original developer’s agreement the project must be completed in accordance with the Tree Restoration Performance Guarantee Estimate prepared by Louis J. Lobosco, P.E., P.P. of Leon S. Avakian, Inc. dated June 29, 2010 and the Amended Final Site Plan Map entitled Tree Restoration Plan, Congregation Sons of Israel, Tax Block 34.03, Part of Tax Lots 2 & 2.01, Township of Ocean, Monmouth County, New Jersey by David H. Boesch, L.L.A. of Nelson Engineering Associates, Inc., consisting of one (1) sheet dated May 10, 2010 and last updated June 17, 2010.

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 Sons of Israel, subject to the following conditions first being met:
 - a. All required certificates of insurance be properly filed with the Office of the Township Clerk
 - b. Posting of Performance Guarantees in the total amount of \$15,960.00 and Inspection Fees in the amount of \$1,465.00

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 Community Development
3. Construction Official
4. Jennifer S. Krimko, Esq.
5. Congregation Sons of Israel

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					

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 **August 9, 2010**.*

 Vincent Buttiglieri, RMC/CMC
 Township Clerk