

RESOLUTION

WHEREAS, Steven Schmelz (hereinafter referred to as “Developer”) is the owner of property known as Block 141, Lot 7 as shown on the official tax map of the Township of Ocean in the C-4 (Regional Commercial) Zone, which property is located at 810 Highway 35, in the Township of Ocean, County of Monmouth, State of New Jersey; and

WHEREAS, the Developer was granted Bulk Variance, Expansion of a Conditional Use Variance and Minor Site Plan Approval by the Zoning Board of Adjustment of the Township of Ocean by way of Resolutions dated January 13, 2011, to expand the front façade area of the existing building used in conjunction with the automotive dealership; and

WHEREAS, the Agreement relates to a Site Plan Map entitled Minor Site Plan for Seaview Jeep, Block 141, Lot 7, Township of Ocean, Monmouth County, New Jersey prepared by John A. Buletza, P.E. of Nelson Engineering Associates, Inc., consisting of six (6) sheets dated August 31, 2010 and last updated May 2, 2011; and

WHEREAS, the Agreement requires the Developer to install certain improvements in accordance with the Performance Guarantee Estimate dated May 6, 2011 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 Steven Schmelz, 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 \$97,800.00 and Inspection Fees in the amount of \$5,075.00

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. Steven Schmelz/Seaview Jeep
5. Edward Roy Rosen, Esq.

Record of Vote	Councilman Garofalo	Councilwoman Schepiga	Councilman Siciliano	Councilman Evans	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 **May 16, 2011.***

 Vincent Buttiglieri, RMC/CMC
 Township Clerk