

**RESOLUTION NO. 2021-273**

**RESOLUTION OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEE POSTED FOR THE ROAD OPENING – 17 SOUTH BALTIMORE DRIVE BY MSC ENTERPRISES LLC**

WHEREAS, the Township of Little Egg Harbor required the posting of a performance guarantee by MSC Enterprises LLC in the amount of \$3,660.00, posted as a cash bond, to ensure that the road opening and trench at 17 South Baltimore Drive would be restored; and

WHEREAS, the Township Engineer has inspected the site and has determined bonded improvements were completed in substantial compliance with approvals previously granted to guarantee that the road opening and trench made by MSC Enterprises LLC would be restored, and that the Performance Guarantee should be released, conditioned on the payment of any outstanding fees due the municipality, including, but not limited to, engineering and attorneys' fees, as well as reimbursement for the costs of any outstanding construction inspection fees.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Township of Little Egg Harbor, County of Ocean, State of New Jersey as follows:

1. That the governing body does hereby authorize the release of the performance bond posted by MSC Enterprises LLC for the road opening – 17 South Baltimore Drive, which currently consists of \$3,660.00 cash bond.
2. That the release of the Performance Bond in the amount of \$3,660.00 is specifically conditioned upon the payment of any outstanding fees due

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the municipality, including, but not limited to, engineering and attorneys' fees, as well as reimbursement for the costs of any outstanding construction inspection fees.

4. That a certified copy of this resolution be forwarded to the Chief Financial Officer, the Township Engineer and MSC Enterprises LLC.

### CERTIFICATION

I, **KELLY LETTERA**, Municipal Clerk of the Township of Little Egg Harbor, do hereby certify that the foregoing resolution was duly adopted by the Township of Little Egg Harbor Township Committee at a meeting held on the 9<sup>th</sup> day of December, 2021.



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**KELLY LETTERA, RMC**  
Township Clerk  
Township of Little Egg Harbor

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