

**RESOLUTION NO. - 2018 - 342**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY ACCEPTING AND AUTHORIZING EXECUTION AND RECORDING OF NUMEROUS EASEMENT DOCUMENTS INVOLVING OCEAN ACRES DEVELOPMENT - PHASE 10, BLOCK 92.16, LOTS 23 & 24, BARNEGAT TOWNSHIP, NEW JERSEY**

**WHEREAS**, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey (hereinafter referred to as the “Township”) has received numerous proposed Easements for review and approval involving properties in Ocean Acres Development - Phase 10; and

**WHEREAS**, the Applicant is Mark Madison, LLC; and

**WHEREAS**, all of the proposed Easements are detailed in the review letter from the Township's Consulting Engineer, John J. Hess, PE, PP, dated September 13, 2018; and

**WHEREAS**, the proposed Easements submitted to the Township for review are as follows:

● A draft Sanitary Sewer Easement for Block 92.16, Lot 18 prepared by Karen Taylor-Lewis, Esq. Attached to the Sanitary Sewer Easement are the following:

◦ A Sanitary Sewer Easement Plan for Block 92.16, Lot 18 prepared by Harry J. Widdis, PLS with Najarian Associates of Eatontown, New Jersey dated July 25, 2018.

◦ An unsigned and undated 20' Sanitary Sewer Easement Description for Block 92.16, Lot 18 prepared by Harry J. Widdis, PLS.

● A draft Storm Sewer Easement for Block 92.17, Lots 40 & 41 prepared by Karen Taylor-Lewis, Esq. Attached to the Storm Sewer Easement are the following:

◦ A Storm Sewer Easement Plan for Block 92.17, Lots 40 & 41 prepared by Harry J. Widdis, PLS dated July 25, 2018.

◦ An unsigned and undated 10' Storm Sewer Easement Description for Block 92.17, Lot 40 prepared by Harry J. Widdis, PLS.

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

◦ An unsigned and undated 10' Storm Sewer Easement Description for Block 92.17, Lot 41 prepared by Harry J. Widdis, PLS.

● A draft Storm Sewer Easement for Block 92.17, Lots 45 & 46 prepared by Karen Taylor-Lewis, Esq. Attached to the Storm Sewer Easement are the following:

◦ A Storm Sewer Easement Plan for Block 92.17, Lots 45 & 46 prepared by Harry J. Widdis, PLS dated July 25, 2018

◦ An unsigned and undated 5' Storm Sewer Easement Description for Block 92.17, Lot 45 prepared by Harry J. Widdis, PLS.

◦ An unsigned and undated 5' Storm Sewer Easement Description for Block 92.17, Lot 46 prepared by Harry J. Widdis, PLS.

● A draft Storm Sewer Easement for Block 92.18, Lots 1, 2, 6, & 7 prepared by Karen Taylor-Lewis, Esq. Attached to the Storm Sewer Easement are the following:

◦ A Storm Sewer Easement Plan for Block 92.18, Lots 1 & 2 prepared by Harry J. Widdis, PLS dated July 25, 2018.

◦ A Storm Sewer Easement Plan for Block 92.18, Lots 6 & 7 prepared by Harry J. Widdis, PLS dated July 25, 2018.

◦ An unsigned and undated 10' Storm Sewer Easement Description for Block 92.18, Lot 1, prepared by Harry J. Widdis, PLS.

◦ An unsigned and undated 10' Storm Sewer Easement Description for Block 92.18, Lot 2, prepared by Harry J. Widdis, PLS.

◦ An unsigned and undated 10' Storm Sewer Easement Description for Block 92.18, Lot 6, prepared by Harry J. Widdis, PLS.

◦ An unsigned and undated 10' Storm Sewer Easement Description for Block 92.18, Lot 7, prepared by Harry J. Widdis, PLS.

● A draft Sidewalk Easement for Block 92.08, Lot 7 prepared by Karen Taylor-Lewis, Esq. Attached to the Sidewalk Easement are the following:

◦ A Sidewalk Easement Plan for Block 92.08, Lot 7 prepared by Harry J. Widdis, PLS. dated July 25, 2018

◦ An unsigned and undated Sidewalk Easement Description for Block 92.08, Lot 7 prepared by Harry J. Widdis, PLS.

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

- A draft Sidewalk Easement for Block 92.17, Lot 26 prepared by Karen Taylor-Lewis, Esq. Attached to the Sidewalk Easement are the following:

- A Sidewalk Easement Plan for Block 92.08, Lot 26 prepared by Harry J. Widdis, PLS. dated July 25, 2018

- An unsigned and undated Sidewalk Easement Description for Block 92.08, Lot 26 prepared by Harry J. Widdis, PLS.

- A draft Sidewalk Easement for Block 92.19, Lot 14 prepared by Karen Taylor-Lewis, Esq. Attached to the Sidewalk Easement are the following:

- A Sidewalk Easement Plan for Block 92.19, Lot 14 prepared by Harry J. Widdis, PLS. dated July 25, 2018

- An unsigned and undated Sidewalk Easement Description for Block 92.19, Lot 14 prepared by Harry J. Widdis, PLS.

- A draft Sidewalk Easement for Block 92.21, Lot 1 prepared by Karen Taylor-Lewis, Esq. Attached to the Sidewalk Easement are the following:

- A Sidewalk Easement Plan for Block 92.21, Lot 1 prepared by Harry J. Widdis, PLS. dated July 25, 2018

- An unsigned and undated Sidewalk Easement Description for Block 92.21, Lot 1 prepared by Harry J. Widdis, PLS.

- A draft Sidewalk and Sight Triangle Easement for Block 92.18, Lot 13 prepared by Karen Taylor-Lewis, Esq. Attached to the Sidewalk and Sight Triangle Easement are the following:

- A Sidewalk Easement Plan for Block 92.17, Lot 46 prepared by Harry J. Widdis, PLS. dated July 25, 2018

- An unsigned and undated Sidewalk Easement Description for Block 92.17, Lot 46 prepared by Harry J. Widdis, PLS.

- A draft Sidewalk and Sight Triangle Easement for Block 92.18, Lot 13 prepared by Karen Taylor-Lewis, Esq. Attached to the Sidewalk and Sight Triangle Easement are the following:

- A Sidewalk Easement Plan for Block 92.18, Lot 13 prepared by Harry J. Widdis, PLS. dated July 25, 2018

- An unsigned and undated Sidewalk Easement Description for Block 92.18, Lot 13 prepared by Harry J. Widdis, PLS.

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

°A Sidewalk Easement Plan for Block 92.18, Lot 13 prepared by Harry J. Widdis, PLS dated July 25, 2018.

°An unsigned and undated Sidewalk Easement Description for Block 92.18, Lot 13 prepared by Harry J. Widdis, PLS.

● A draft Sight Triangle Easement for Block 92.18, Lot 12 prepared by Karen Taylor-Lewis, Esq. Attached to the Sight Triangle Easement are the following:

°A Sight Triangle Easement Plan for Block 92.18, Lot 12 prepared by Harry J. Widdis, PLS dated July 25, 2018.

°An unsigned and undated Sight Triangle Easement Description for Block 92.18, Lot 12 prepared by Harry J. Widdis, PLS.

**WHEREAS**, the Consulting Engineer to the Township has provided an opinion that the Easements are acceptable to his office; and

**WHEREAS**, the numerous Easements are necessary for sanitary sewer, public water, storm sewer and sight triangle purposes; and

**WHEREAS**, each of the proposed Easements is on file with the Office of the Township Clerk and can be reviewed during normal business hours.

**NOW, THEREFORE, BE IT RESOLVED**, this 2<sup>nd</sup> day of October, 2018, by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey as follows:

1. The Township accepts and authorizes execution of each and all of the aforementioned Easements, true copies of which are on file at the Office of the Township Clerk and can be reviewed during normal business hours.

2. Two of the Sidewalk and Sight Triangle Easements for Block 92.18, Lot 13, must be revised in accordance with the letter of recommendation from the Township Consulting Engineer (Page 4, No. 5).

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

3. The Township authorizes and directs the Mayor, Township Clerk, and Township Administrator to execute any and all necessary documents in order to implement the intent of this Resolution.

3. A certified copy of this Resolution shall be forwarded by the Township Clerk to the following:

- a.) Honorable Frank Caputo, Mayor;
- b.) Martin Lisella, Township Administrator;
- c.) Jerry J. Dasti, Esquire;
- d.) Sean T. Kean, Esquire
- d.) John Hess, P.E., P.P.

**CERTIFICATION**

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on October 2, 2018, a quorum being present and voting in the majority.

---

**MICHELE RIVERS, RMC, TOWNSHIP CLERK**

Prepared by:  
**DASTI, MURPHY, McGUCKIN, ULAKY,**  
**KOUTSOURIS & CONNORS**  
Forked River, New Jersey 08731

**DASTI, MURPHY**  
**McGUCKIN, ULAKY,**  
**KOUTSOURIS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

Z:\CLIENT MATTERS - GL\Barnegat\WATER-SEWER [RETAINER]\GL-26776 - MISCELLANEOUS 2018\Resolution RE Easements Ocean Acres Phase 10.docx