

RESOLUTION 32-13

**RESOLUTION AUTHORIZING THE RELEASE OF MAINTENANCE
BONDS FOR FAMILY DOLLAR STORE, BLOCK 1601, LOT 1**

WHEREAS, The Hutton Company, Developer of Family Dollar, Block 1601, Lot 1 has posted, pursuant to the requirements of the Clayton Development Regulations and Zoning Ordinance, a Maintenance Bond, guaranteeing site improvements in conjunction with said development; and

WHEREAS, the Hutton Company, Block 1601, Lot 1 has completed said improvements and has applied for a release of said Maintenance Bonds; and

WHEREAS, the Borough Engineer has made an inspection and rendered a report dated January 7, 2013, a copy of which is attached hereto, and made a part hereof, certifying that the site improvements have been completed; and

WHEREAS, prior to release of said maintenance bond, all outstanding engineering, escrow and legal fees, if any, shall be paid in full.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Clayton, in the County of Gloucester and State of New Jersey, that the aforementioned maintenance bond for the Hutton Company, Block 1601, Lot 1 (Site Improvements) be and hereby is released for work completed on the Family Dollar Store, Block 1601, Lot 1; and

BE IT FURTHER RESOLVED that any and all outstanding engineering, escrow and/or legal fees, if any, shall be paid in full.

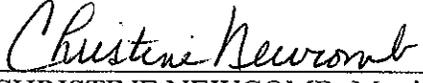
ADOPTED, at a meeting of the Mayor and Council of the Borough of Clayton, in the County of Gloucester, which was held January 10, 2013.

BOROUGH OF CLAYTON



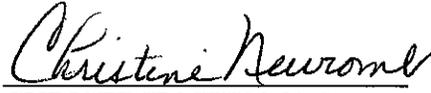
THOMAS BIANCO, Mayor

Attest:


CHRISTINE NEWCOMB, Municipal Clerk

CERTIFICATION

I, Christine Newcomb, Municipal Clerk of the Borough of Clayton, do hereby certify that the foregoing Resolution was presented and duly adopted by the Borough Council at a meeting of the Borough of Clayton, held on Thursday, January 10, 2013.


CHRISTINE NEWCOMB
Municipal Clerk

January 7, 2013

Borough of Clayton
125 Delsea Drive
Clayton, New Jersey 08312

Attention: Mayor and Council Members

Reference: Maintenance Bond Release
Family Dollar Store – Block 1601, Lot 1
Borough of Clayton, Gloucester County, New Jersey
Applicant: The Hutton Company
S&A File No. C-548

Dear Mayor and Council Members:

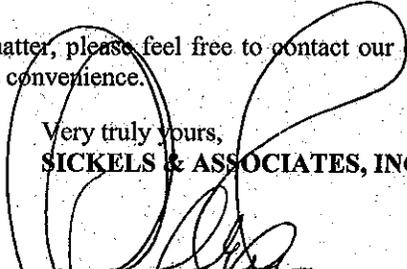
Pursuant to the request made by Applicant, we have completed our review of the above referenced site to determine if the Maintenance Bond can be released for the above referenced commercial property.

Based on the findings of our construction observations, we have noted that the condition of the completed site improvements is acceptable. However it is our recommendation that the Applicant maintain the landscaping on a yearly basis (i.e. landscape plantings, basin maintenance). As such, we would recommend final acceptance and release of the Maintenance Bond in the amount of \$24,659.25. **It should be noted that all outstanding engineering fees must be paid in full.**

We request that this matter be placed on the agenda for the next available Mayor and Council meeting. By copy of this letter, we are requesting the Borough Solicitor prepare the necessary Resolution for Council's consideration.

If you have any questions regarding the above matter, please feel free to contact our office at (856) 848-6800 or via e-mail (oap@sickelsassoc.com) at your earliest convenience.

Very truly yours,
SICKELS & ASSOCIATES, INC.


Olivier A. Peña
Senior Construction Technician

OAP

c: Sue Miller, Borough Administrator (Via E-mail Only)
Christine Newcomb, Borough Clerk (Via E-mail Only)
Donna Nestore, Municipal Financial Officer (Via E-mail Only)
Paul Pheasant, Public Works Department (Via E-mail Only)
Timothy Scaffidi, Borough Solicitor (Via E-mail Only)
Taylor Heard, The Hutton Company, Applicant, w/enclosure
Patrioia Owens, Sickels & Associates, Inc. (Via E-mail Only)
Kim Croft, Sickels & Associates, Inc. (Via E-mail Only)

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