

WEST DEPTFORD TOWNSHIP

RESOLUTION #2019 - 70

RESOLUTION OF THE TOWNSHIP OF WEST DEPTFORD AUTHORIZING AND APPROVING THE EXECUTION OF AN EASEMENT ESTOPPEL DOCUMENT REGARDING DECLARATION OF STORMWATER MANAGEMENT EASEMENT AND DECLARATION OF STORMWATER MANAGEMENT FACILITIES OPERATION AND MAINTENANCE (240 MANTUA GROVE ROAD – NJ WEST DEPTFORD PROJECT, LLC)

WHEREAS, NJ West Deptford Project, LLC owns property commonly known as 240 Mantua Grove Road located in the Township of West Deptford (hereinafter referred to as “Township”); and

WHEREAS, the following Easements were executed by NJ West Deptford Project, LLC regarding 240 Mantua Grove Road:

1. Declaration of Stormwater Management Easement, dated 5/10/18 and recorded on June 1, 2018 at Deed Book 5881, Page 173
2. Declaration of Stormwater Management Facilities Operation and Maintenance, dated 5/10/18 and recorded on June 1, 2018 at Deed Book 5881, Page 209

; and

WHEREAS, NJ West Deptford Project, LLC is considering selling the property and has requested that the Township execute the attached Easement Estoppel Document regarding the property; and

WHEREAS, by execution of the Easement Estoppel document, the Township certifies that:

1. The Declarations have not been amended or modified and are in full force and effect as of the date of the execution of the Easement Estoppel document.
2. NJ West Deptford Project, LLC has performed all of its obligations under the Declarations.
3. There has been no default under the Declarations by NJ West Deptford Project, LLC and the Township has no knowledge of any event that has occurred which with the giving of notice, the passage of time, or both, would constitute a default by NJ West Deptford Project, LLC under the Declarations.
4. There are no defaults presently existing under the Declarations by the Township.
5. There are no sums due and owing to the Township under the Declarations.

6. There are no other agreements or understandings, whether written or oral, between the Township and NJ West Deptford Project, LLC regarding the Declarations affecting the property.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of West Deptford, County of Gloucester and State of New Jersey that the Township of West Deptford does hereby authorize and approve the execution of the attached Easement Estoppel Document Regarding Declaration of Stormwater Management Easement and Declaration of Stormwater Management Facilities Operation and Maintenance for (240 Mantua Grove Road – NJ West Deptford Project, LLC).

ADOPTED at the meeting of the Township Committee of the Township of West Deptford held on January 16, 2019.

TOWNSHIP OF WEST DEPTFORD



DENICE DICARLO, Mayor

ATTEST:



Lee Ann DeHart, Registered Municipal Clerk

CERTIFICATION

I, Lee Ann DeHart, Registered Municipal Clerk, of the Township of West Deptford, in the County of Gloucester, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting of the Township of West Deptford held on January 16, 2019.



Lee Ann DeHart, Registered Municipal Clerk