

RESOLUTION NO. 0041 - 2024

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
GRANTING FINAL APPROVAL FOR
SCHMIDT – WOODHAVEN BLVD.
BLOCK 330, LOT 1**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter “Authority”) has received an application for final water approval for the property set forth above as designated on the official tax map of the Township of Berkeley; and

WHEREAS, the applicant for the project is Schmidt – Woodhaven Blvd.; and

WHEREAS, the applicant is proposing to construct one (1) single family home at the property on Woodhaven Blvd. in the Township of Berkeley; and

WHEREAS, the applicant is proposing to construct 110 LF of waterline to the planned development; and

WHEREAS, the applicant has submitted, in connection with this application, plans prepared by William A. Stevens of Professional Design Services, LLC, dated May 10, 2023, last revised June 6, 2024; and

WHEREAS, the Authority’s Consulting Engineer, CME Associates, has reviewed the application, documents and plans submitted by the Applicant and authored a review letter addressed to the Authority, dated July 17, 2024; and

WHEREAS, the Authority's Consulting Engineer, in accord with the referenced review letter, has recommended that the Authority approve Schmidt – Woodhaven Blvd.'s application for final water approval subject to compliance with the terms and conditions set forth therein; and

WHEREAS, it appears that, by complying with all of the conditions set forth in the Authority's Consulting Engineer's review letter, the applicant is in compliance with the Authority's rules and regulations;

NOW, THEREFORE, BE IT RESOLVED, this 25th day of July, 2024, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendation of its Consulting Engineer for the project and grants final water approval to the applicant, Schmidt – Woodhaven Blvd.
2. This approval is contingent upon the applicant complying with all the terms and conditions set forth in the aforementioned July 17, 2024 review letter of the Authority's Consulting Engineer, a copy of which is attached hereto and made a part hereof and incorporated fully herein by reference, including the payment of any and all outstanding fees.
3. This approval shall become null and void after one (1) year if no construction takes place and, further, construction shall be completed within three (3) years of the date of this Resolution or else updated performance guarantees and basic construction service fees shall be required to be posted by the applicant to the satisfaction of the Authority and the Authority's Consulting Engineer.

4. The Authority hereby authorizes and directs the Chairperson, Secretary, Executive Director and Authority Attorney to execute any and all necessary documents in order to implement the intent of this Resolution.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

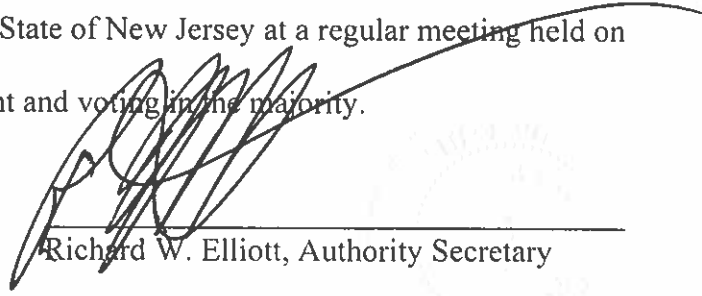
- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley;
- c. CME Associates;
- d. Schmidt – Woodhaven Blvd.; and
- e. Berry, Sahradnik, Kotzas & Benson.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey at a regular meeting held on the 25th day of July, 2024, a quorum being present and voting in the majority.



Michael W. Hale, Authority Chairperson



Richard W. Elliott, Authority Secretary

Prepared by:
BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0042 - 2024

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
GRANTING FINAL APPROVAL FOR
STATION ROAD DEVELOPERS – STATION ROAD, SUBDIVISION #2
BLOCK 956, LOT 25**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) has received an application for final water approval for the property set forth above as designated on the official tax map of the Township of Berkeley; and

WHEREAS, the applicant for the project is Station Road Developers – Station Road – Subdivision #2; and

WHEREAS, the applicant is proposing to construct twenty-four (24) single family homes on a new road off Station Road in the Township of Berkeley; and

WHEREAS, the applicant is proposing to construct 1,330 LF of waterline to the planned twenty-four (24) single family homes; and

WHEREAS, the applicant has submitted, in connection with this application, plans prepared by Glenn D. Lines, P.E., P.P., of Newlines Engineering & Survey, dated November 7, 2022 and last revised May 6, 2024; and

WHEREAS, the Authority’s Consulting Engineer, CME Associates, has reviewed the application, documents and plans submitted by the Applicant and authored a review letter addressed to the Authority, dated July 17, 2024; and

WHEREAS, the Authority’s Consulting Engineer, in accord with the referenced review letter, has recommended that the Authority approve Station Road Developers – Station Road – Subdivision #2’s application for final water approval subject to compliance with the terms and conditions set forth therein; and

WHEREAS, it appears that, by complying with all of the conditions set forth in the Authority's Consulting Engineer's review letter, the applicant is in compliance with the Authority's rules and regulations;

NOW, THEREFORE, BE IT RESOLVED, this 25th day of July, 2024, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendation of its Consulting Engineer for the project and grants final water approval to the applicant, Station Road Developers – Station Road.
2. This approval is contingent upon the applicant complying with all the terms and conditions set forth in the aforementioned July 17, 2024 review letter of the Authority's Consulting Engineer, a copy of which is attached hereto and made a part hereof and incorporated fully herein by reference. including the payment of any and all outstanding fees.
3. This approval shall become null and void after one (1) year if no construction takes place and, further, construction shall be completed within three (3) years of the date of this Resolution or else updated performance guarantees and basic construction service fees shall be required to be posted by the applicant to the satisfaction of the Authority and the Authority's Consulting Engineer.
4. The Authority hereby authorizes and directs the Chairperson, Secretary, Executive Director and Authority Attorney to execute any and all necessary documents in order to implement the intent of this Resolution.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

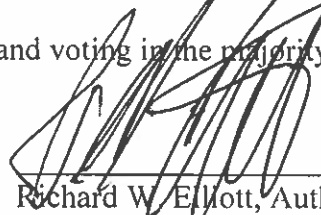
- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley;
- c. CME Associates;
- d. Station Road Developers – Station Road – Subdivision #2.; and
- e. Berry, Sahradnik, Kotzas & Benson.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey at a regular meeting held on the 25th day of July, 2024, a quorum being present and voting in the majority.



Michael W. Hale, Authority Chairperson



Richard W. Elliott, Authority Secretary

Prepared by:
BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0043 - 2024

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
GRANTING FINAL APPROVAL FOR
STERN – RT. 9 WAREHOUSE
BLOCK 1407, LOTS 8.01 & 10**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter “Authority”) has received an application for final water approval for the property set forth above as designated on the official tax map of the Township of Berkeley; and

WHEREAS, the applicant for the project is Stern – Rt. 9 Warehouse; and

WHEREAS, the applicant is proposing to construct one (1) commercial warehouse at the property on Rt. 9 in the Township of Berkeley; and

WHEREAS, the applicant is proposing to connect a 380 LF service line to an existing water service; and

WHEREAS, the applicant has submitted, in connection with this application, plans prepared by Matthew R. Wilder, P.E., of Morgan Engineering, dated March 17, 2023, last revised June 10, 2024; and

WHEREAS, the Authority’s Consulting Engineer, CME Associates, has reviewed the application, documents and plans submitted by the Applicant and authored a review letter addressed to the Authority, dated July 17, 2024; and

WHEREAS, the Authority's Consulting Engineer, in accord with the referenced review letter, has recommended that the Authority approve Stern – Rt. 9 Warehouse's application for final water approval subject to compliance with the terms and conditions set forth therein; and

WHEREAS, it appears that, by complying with all of the conditions set forth in the Authority's Consulting Engineer's review letter, the applicant is in compliance with the Authority's rules and regulations;

NOW, THEREFORE, BE IT RESOLVED, this 25th day of July, 2024, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendation of its Consulting Engineer for the project and grants final water approval to the applicant, Stern – Rt. 9 Warehouse.
2. This approval is contingent upon the applicant complying with all the terms and conditions set forth in the aforementioned July 17, 2024 review letter of the Authority's Consulting Engineer, a copy of which is attached hereto and made a part hereof and incorporated fully herein by reference, including the payment of any and all outstanding fees.
3. This approval shall become null and void after one (1) year if no construction takes place and, further, construction shall be completed within three (3) years of the date of this Resolution or else updated performance guarantees and basic construction service fees shall be required to be posted by the applicant to the satisfaction of the Authority and the Authority's Consulting Engineer.
4. The Authority hereby authorizes and directs the Chairperson, Secretary, Executive Director and Authority Attorney to execute any and all necessary documents in order to implement the intent of this Resolution.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

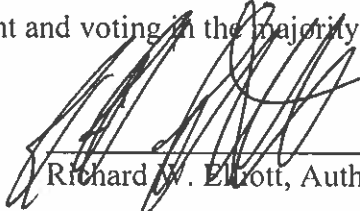
- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley;
- c. CME Associates;
- d. Stern – Rt. 9 Warehouse; and
- e. Berry, Sahradnik, Kotzas & Benson.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey at a regular meeting held on the 25th day of July, 2024, a quorum being present and voting in the majority.



Michael W. Hale, Authority Chairperson



Richard W. Elliott, Authority Secretary

Prepared by:
BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0044 - 2024

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
ACCEPTING A PERFORMANCE BOND FOR JERMAN - FREEMONT
BLOCK 590, LOT 13.01**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) previously approved a preliminary, tentative and final water application in Resolution 2024-02 in connection with the above-referenced project; and

WHEREAS, the applicant for the project was required to submit a performance bond in the total amount of \$47,047.50 representing the 90% bond portion of the project and \$5,227.50 representing the 10% cash portion to guarantee construction of the improvements described in the application; and

WHEREAS, a cash performance bond has been presented in the full amount of \$52,275.00 and meets the requirements set forth in the Authority’s Consulting Engineer’s letter of December 8, 2023;

NOW, THEREFORE, BE IT RESOLVED, this 25th day of July, 2024, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority hereby accepts the full cash performance bond as submitted by the applicant a copy of which is attached hereto and made a part hereof as **Exhibit “A”**.
2. The Authority hereby authorizes and directs the Chairperson, Secretary and Executive Director to execute any and all necessary documents in order to implement the intent of this Resolution.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

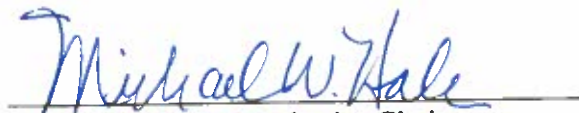
- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley;
- c. CME Associates;
- d. Jerman - Fremont; and
- e. Berry, Sahradnik, Kotzas & Benson.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey at a regular meeting held on the 25th day of July, 2024, a quorum being present and voting in the majority.



~~Richard W. Elliott, Authority Secretary~~
Frederick S Bekirian, Commissioner



Michael W. Hale, Authority Chairperson

Prepared by:
BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753

RESOLUTION NO. 0045 - 2024

**RESOLUTION OF THE BERKELEY TOWNSHIP MUNICIPAL UTILITIES
AUTHORITY, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE AUTHORITY AND THE AUTHORITY'S CONSULTING
ENGINEER TO ADVERTISE FOR AND SOLICIT BIDS FOR THE PHASE VII WATER
MAIN IMPROVEMENT CLEAN WATER PROJECT**

WHEREAS, the Berkeley Township Municipal Utilities Authority (hereinafter referred to as the "Authority") has made application to the New Jersey Department of Environmental Protection (NJDEP) – New Jersey Environmental Infrastructure Trust (NJEIT) for the Authority's Phase VII Water Main Improvement Clean Water Project; and

WHEREAS, it now appears that the NJDEP authorization to advertise the project for bid is imminent; and

WHEREAS, the Phase VII project to be advertised for bid includes the installation of approximately 41,500 LF of 8" and 12" cement lined ductile iron distribution water main along existing rights-of-way within the Authority's Service Area, together with the installation of approximately 340 water services for existing residences, valves, hydrants and site restoration; and

WHEREAS, the Authority has been advised by the Authority's Consulting Engineer CME, Inc., that the Consulting Engineer has prepared plans and bid specifications for the Phase VII project in anticipation of the Authority's receipt of NJDEP authorization to advertise the project; and

WHEREAS, the Authority finds that it is in the best interest of the Authority and its ratepayers to advertise the project for bid without undue delay; and

WHEREAS, the Authority desires to authorize the Executive Director to advertise for bids as soon as the Authority is authorized to advertise by the NJDEP:

NOW, THEREFORE, BE IT RESOLVED, this 25th day of July, 2024, by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey, as follows:

1. The Authority accepts the recommendation of the Authority's Executive Director and Consulting Engineer and the Authority hereby authorizes the advertisement for and receipt of bids for the Phase VII Water Main Improvement Clean Water Project in accordance with the bid specifications attached hereto and incorporated herein by reference.
2. The Authority hereby authorizes and directs the Chairperson, Secretary and Executive Director to execute any and all necessary documents in order to implement the intent of this Resolution.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded by the Executive Director to the following:

- a. Honorable Michael W. Hale, Chairperson;
- b. The Municipal Clerk of the Township of Berkeley;
- c. CME Associates;
- d. NJDEP - NJEIT; and
- e. Berry, Sahradnik, Kotzas & Benson.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Berkeley Township Municipal Utilities Authority, County of Ocean, State of New Jersey at a regular meeting held on the 25th day of July, 2024, a quorum being present and voting in the majority.



Michael W. Hale, Authority Chairperson



Richard W. Elliott, Authority Secretary

Prepared by:
BERRY, SAHRADNIK, KOTZAS & BENSON
212 Hooper Avenue
P.O. Box 757
Toms River, New Jersey 08753