

**A RESOLUTION OF THE TOWNSHIP OF MOUNT OLIVE, IN THE COUNTY OF MORRIS
AND STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF THE DEVELOPER'S
AGREEMENT WITH HUNKELE EQUITIES**

WHEREAS, Hunkele Enterprises has acquired title to all of that certain tract or parcel of land known and designated as Block 4400 Lot 85, as disclosed on the Tax Assessment Maps of the Township of Mount Olive (the "Property"); and,

WHEREAS, the Planning Board granted preliminary and final major site plan approval by way of Planning Board Resolution Number PB 16-02, adopted on July 14, 2016 ("Resolution"), to develop the Property, pursuant to the following:

- 1) plans entitled "Preliminary and Final Site Plan, Block 4400 Lot 85, 160 Gold Mine Road, Township of Mount Olive, Morris County, New Jersey," prepared by Jeffrey J. Careaga, P.E., Careaga Engineering, Inc., Budd Lake, New Jersey, dated June 10, 2016 and consisting of five (5) sheets;
- 2) building elevations and floor plans entitled "New Building For Hunkele Equities, 160 Gold Mine Road, Mt. Olive, NJ," prepared by Charles Schaffer, Architect, Charles Schaffer Associates, LLC, Newton, New Jersey, dated January 3, 2016 and consisting of five (5) sheets;
- 3) Environmental Impact Statement prepared by Jeffrey J. Careaga, P.E., Careaga Engineering, Inc., Budd Lake, New Jersey, dated February 4, 2016;
- 4) a one page document entitled "Description of Activities," (unsigned and undated) for Accurate Waste Systems, Inc.;
- 5) Stormwater Management Report for Accurate Waste Systems prepared by Careaga Engineering, Inc., dated February 4, 2016; and
- 6) Maintenance Plan for Stormwater Management Structure for Accurate Waste Systems, prepared by Careaga Engineering, Inc., dated June 16, 2016 (collectively "Plans"); and,

WHEREAS, the Developer's Agreement has been drawn by the Township's Attorney and has been reviewed and approved by the Developer's Attorney and Township's Engineer.

NOW THEREFORE BE IT RESOLVED by the Township of Mount Olive, in the County of Morris and State of New Jersey, that the Mayor and Clerk are authorized to execute said Agreement upon submission by the Developer of the following items:

- 1) A certificate of insurance disclosing public liability insurance of not less than \$3,000,000 per person and \$300,000 for property damage.
- 2) A Check to the Township of Mount Olive in the amount of \$22,167 to cover anticipated inspection fees for the proposed site improvements.
- 3) A Check to the Township of Mount Olive in the amount of \$44,334 representing a ten percent (10%) cash performance bond for the proposed site improvements.

- 4) Ninety percent (90%) surety bond in the amount of \$339,006 for the proposed site improvements.
- 5) All necessary approvals and permits.
- 6) The Developer shall comply with all other terms and conditions of Planning Board Resolution Number 16-02, adopted on July 14, 2016.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of Mount Olive, in the County of Morris, that the Mayor and Township Clerk are hereby authorized and directed to execute the attached Developer's Agreement between the Township of Mount Olive and Hunkele Equities.

This Resolution shall take effect immediately.

TOWNSHIP OF MOUNT OLIVE

JOSEPH NICASTRO
Mount Olive Township Council President

I hereby certify the above to be a true copy of a resolution passed by the Mount Olive Township Council at a duly convened meeting held on August 23, 2016.

MICHELLE MASSER
Mount Olive Township Municipal Clerk