

**TOWNSHIP OF MOORESTOWN**

**RESOLUTION NO. 117-2013**

**RESOLUTION APPROVING THE TOOLE DESIGN GROUP PLAN AND DESIGN FOR “MOORESTOWN BICYCLE CIRCULATION AND SAFETY PLAN”**

**WHEREAS**, N.J.S.A. 59:4-6 provides in pertinent part that neither the public entity nor a public employee is liable for an injury caused by the plan or design of the December 2010 Toole Design Group Plan for the “Moorestown Bicycle Circulation and Safety Plan” or any improvement thereto where the plan or design was approved in advance of construction by the governing body or a public employee exercising discretionary authority on its behalf or where such plan or design was prepared in conformity with standards previously approved by the governing body; and

**WHEREAS**, the following improvements to public property have been designed by Toole Design Group; and

**WHEREAS**, the Township of Moorestown wishes to record its approval of said design.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Moorestown as follows:

1. Plan entitled “Moorestown Bicycle Circulation and Safety Plan” prepared by Toole Design Group dated December 2010, are hereby approved.
2. Upon the completion of the improvements described herein above, should said improvements be made, the Township Engineer shall inspect said improvements and certify to the Township Council, before final payment is made for same, that said improvements have been constructed in accordance with the above-referenced plan and design.
3. The Township Clerk shall archive this Resolution in a manner consistent with the purpose of perpetually documenting governmental immunity in the event of any claim based upon the plan, design or construction of the improvement.

VOTE:  
JORDAN  
CHIACCHIO  
NEWCOMER  
NAPOLITANO  
GARWOOD

Certified to be a true and correct copy of a Resolution adopted by the Township Council at its meeting on June 10, 2013.

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Patricia L. Hunt, Township Clerk

plh/clerk