

TOWNSHIP OF MOORESTOWN

RESOLUTION NO. 146-2013

A RESOLUTION OF THE TOWNSHIP OF MOORESTOWN, IN THE COUNTY OF BURLINGTON, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A MAINTENANCE AGREEMENT BETWEEN THE TOWNSHIP OF MOORESTOWN AND THE STATE OF NEW JERSEY PERMITTING THE TOWNSHIP THE RIGHT TO PERFORM ROUTINE MAINTENANCE OF THE FIRE CONTROL WATER SUPPLY SYSTEM LOCATED WITHIN THE STATE'S RIGHT OF WAY AND MAINTENANCE AREA

WHEREAS, the Township was issued Utility Opening Permit No. O-038-3-05-825642 (the "Permit") by the State, for the installation of a dry intake pipe, intake risers, and related apparatus, including, without limitation, depressed curb, asphalt paving, concrete pad, retaining wall, bollards, signage and reflective delineators, as more particularly shown on the plans for the same set forth on Exhibit A attached hereto and made a part hereof (the "Fire Control Water Supply System");

WHEREAS, the Fire Control Water Supply System was installed within the southerly Right of Way of Route 38, Moorestown, County of Burlington, between Nixon Drive and the North Branch of Pennsauken Creek owned by the State, as shown on Exhibit A (the "ROW Maintenance Area");

WHEREAS, the purpose of the Fire Control Water Supply System is to make available a supplemental exterior water supply drawn from the North Branch of Pennsauken Creek for fire control purposes for the Moorestown Mall, which includes Lots 2, 3 and 5 in Block 3000 as shown on the Official Tax Map of the Township of Moorestown; and

WHEREAS, in order to provide for routine maintenance of the Fire Control Water Supply System to allow it to continue to serve its intended purpose, the State and the Township have agreed upon the terms and conditions for the performance of the same by the Township pursuant to the attached Maintenance Agreement.

WHEREAS, it is deemed to be in the best interest of the Township and its citizenry, for the Township to enter into the attached Maintenance Agreement, marked as Exhibit B.

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP OF MOORESTOWN, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, THAT:

1. The Mayor and Township Clerk are hereby authorized to execute the attached Maintenance Agreement between Township and the State.
2. A copy of this resolution and the executed Agreement shall be filed in the Office of the Township Clerk.

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 August 19, 2013.

Patricia L. Hunt, Township Clerk