

RESOLUTION NO. 2016-76

**A RESOLUTION AUTHORIZING THE
EXECUTION OF DEVELOPER'S AGREEMENT
BETWEEN THE TOWNSHIP OF ABERDEEN AND
ABERDEEN PLAZA STATION URBAN RENEWAL, LLC**

WHEREAS, the Township of Aberdeen (the "Township"), a municipal corporation, desires to enter into a developer's agreement for the development of Block 259, Lots 1, 2, 3, 4 5, 6, 7 and 8 and Block 263, Lot 2 in the Township of Aberdeen ("Property") with Aberdeen Plaza Station Urban Renewal, LLC (the "Developer"); and

WHEREAS, the Property was the subject of an application before the Aberdeen Township Planning Board ("Planning Board") for approval of a preliminary and final site plan with variances bearing Application No. 15-506; and

WHEREAS, the Planning Board granted preliminary and final site plan approval to the Developer as reflected on a preliminary and final site plan entitled "Plaza Station" prepared by Hammer Land Engineering ("Site Plan"), for the construction of the mix use project; and

WHEREAS, the Planning Board reviewed various maps and presentations of the Developer and granted approval subject to compliance by the Developer with certain terms and conditions set forth in Resolution No. SP 15-506 of the Planning Board dated October 21, 2015; and

WHEREAS, as a portion of the performance guarantee for improvements, the Owner, the Developer and the Township have agreed to enter into a Developer's Agreement (the "Agreement") approved in form and substance by the Township Attorney, attached hereto as **Exhibit A**; and

WHEREAS, the approved site plan calls for certain improvements and the Developer has agreed to construct these improvements as shown on the preliminary and final maps and records before the Board of Adjustment, all of which are made a part of the Agreement;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of Aberdeen, in the State of New Jersey, that it hereby approves and authorizes the execution of a Developer's Agreement, between the Township and Aberdeen Plaza Station Urban Renewal, LLC, approved in form and substance by the Township Attorney, attached hereto as **Exhibit A**;

BE IT FURTHER RESOLVED that the Mayor and the Township Clerk are hereby authorized to execute any and all documents, substantially consistent with the form of agreement attached hereto, subject to the final review by the Township Attorney as to legal form and content.

ATTEST:

ADOPTED:

KAREN A. VENTURA,
TOWN CLERK

FRED TAGLIARINI,
MAYOR