

RESOLUTION NO. 2016-88

**A RESOLUTION AUTHORIZING THE STORMWATER FACILITY MAINTENANCE
AGREEMENT BETWEEN HVA DEVELOPMENT, LLC AND THE TOWNSHIP OF
ABERDEEN**

WHEREAS, HVA Development, LLC (“HVA”) was granted by the Township of Aberdeen (“Township”) Planning Board preliminary and final site plan approval by Resolution adopted on April 15, 2015 authorizing the construction of a 200 unit residential rental development project and related improvements on the property located at Block 114, Lots 6, 7.01, and 13 on the Official Tax Map of the Township of Aberdeen (“Property”); and

WHEREAS, the approved site plans provide for, among other things, the installation of stormwater management improvements on the Property that will support the Project (“Stormwater Improvements”); and

WHEREAS, in accordance with Section 25-5.23(c)(3) of the Township Zoning Ordinance, HVA has arranged to prepare a Stormwater Management Operations and Maintenance Manual, prepared by Maser Consulting, P.A. and dated January 2015 and revised through April 15, 2016 (“Maintenance Plan”); and

WHEREAS, the Maintenance Plan has been reviewed and approved by the Township Engineer by letter dated May 16, 2016; and

WHEREAS, the Township and HVA desire to enter into a Stormwater Facility Maintenance agreement as required by Section 25-5.23(c)(3)(b) of the Township Ordinance, attached hereto in form and substance as **Exhibit A**;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Aberdeen that it hereby approves and authorizes the execution of the Stormwater Facility Maintenance Agreement between HVA Development, LLC and the Township of Aberdeen for the construction and improvements on Block 114, Lots 6, 7.01, and 13, attached hereto in form and substance as **Exhibit A**.

BE IT FURTHER RESOLVED that the Mayor and the Township Clerk are hereby authorized to execute any and all documents necessary to effectuate this agreement.