

RESOLUTION NO. 18-148

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING ACCEPTANCE OF DEED OF COVENANTS
AND RESTRICTIONS IN BLOCK 707, LOT 1 (PROPOSED LOT 1.01)**

WHEREAS, on February 7, 2018, the Robert W. Paulus Trust (the "Applicant") received minor subdivision approval with variances from the Planning Board pursuant to Planning Board Resolution No. 2017-105, upon the property presently designated on the Township's official tax map as Block 707, Lot 1, subject to the conveyance of certain deeds to the Township; and

WHEREAS, as a condition of approval, the Applicant was required to provide a "restrictive covenant in favor of the Township requiring that owner maintain the existing retaining wall, whether on Lot 1 or in the right-of-way;" and

WHEREAS, the Applicant has provided the Township with a deed of covenants and restrictions to satisfy the foregoing requirement in the Planning Board Resolution, the form of which has been reviewed and approved by the Township Attorney.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that the Deed of Covenants and Restrictions described above and attached hereto is accepted by the Township of Middletown.

BE IT FURTHER RESOLVED that the Mayor and the Township Clerk are hereby authorized and directed to take all appropriate steps to effectuate the foregoing, including the recording of the Deed in the office of the Monmouth County Clerk.