

NEW HANOVER TOWNSHIP AUTHORITY

RESOLUTION NO. 07-12
NHTPC #656

SANITARY SEWER PLAN FOR
NEW HANOVER CROSSING RESIDENTIAL DEVELOPMENT
(formerly known as Gaugler Residential Tract)

BACKGROUND

WHEREAS, Heritage Steeplechase, LP, (hereinafter referred to as "Applicant") has made application to the New Hanover Township Authority for approval of a sanitary sewer plan with respect to an approximate 23.264 acre tract located along North Charlotte Street (State Route 663) and Miles Road, which property is located in the R-15 Residential Zoning District of New Hanover Township. The Applicant is the legal owner of the subject property; and

WHEREAS, the Sanitary Sewer Plan for the proposed residential development, prepared by Bohler Engineering, Inc., dated December 30, 2004, last revised September 6, 2007, is now in a form suitable for Approval by the New Hanover Township Authority, subject to certain conditions.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING

IT IS HEREBY RESOLVED by the New Hanover Township Authority as follows:

1. Approval of Plan. The Sanitary Sewer Plan prepared by Bohler Engineering, Inc., as described above, is hereby approved, subject to the conditions set forth below.

2. Conditions of Approval. The approval of the Sewer Plan is subject to strict compliance with the following conditions:

A. Compliance with all comments and conditions set forth in the Gannett Fleming, Inc. letters of November 2, 2006, January 15, 2007 and October 15, 2007.

B. Execution of a Sanitary Sewer Extension Construction and Maintenance Agreement and posting of attendant financial security in form satisfactory to the Authority Solicitor, Engineer and staff.

3. Acceptance. The conditions set forth in paragraph 2 above shall be accepted by the Applicant, in writing, within 10 days from the date of receipt of this Resolution.

4. Effective Date. This Resolution shall become effective on the date upon which the Conditions are accepted by the Applicant in writing. Upon failure of the Applicant to accept these Conditions, this Resolution shall be null and void and of no effect and the Application shall be deemed to be denied.

RESOLVED and ENACTED this 17th day of October, 2007,

by the New Hanover Township Authority.

NEW HANOVER TOWNSHIP AUTHORITY

Thomas Miskiewicz
Thomas Miskiewicz, Chairman

Absent
Matthew N. Coletta, Vice
Chairman

Absent
Douglas Muller

ATTEST:

[Signature]
Edward Wagner,
Authority Administrator

[Signature]
Thomas Howley

[Signature]
Bruce Miller

ACCEPTANCE

The undersigned states that they are authorized to execute this Acceptance on behalf of the Applicant and the owner of the Property which is the subject matter of this Resolution, that they have reviewed the Conditions imposed by the New Hanover Township Authority in the foregoing Resolution and that they accept the Conditions on behalf of the Applicant and the owner and agree to be bound thereto. This Acceptance is made subject to the penalties of 18 Pa. C.S.A. Section 4904 relating to unsworn falsifications to authorities.

HERITAGE STEEPLECHASE, LP

Oct 29, 2007
Date

BY: [Signature]

ATTEST: [Signature]