

RESOLUTION NO. 22-

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION AUTHORIZING EXECUTION OF A QUALIFIED
PRIVATE COMMUNITY SERVICE AGREEMENT WITH HERITAGE AT
MIDDLETOWN CONDOMINIUM ASSOCIATION, INC.**

WHEREAS, Heritage at Middletown Condominium Association, Inc. (the "**Association**") is a "qualified private community" as defined in N.J.S.A. 40:67-23.2 and is located within the Township of Middletown (the "**Township**"); and

WHEREAS, N.J.S.A. 40:67-23.3 provides that a municipality shall either provide certain enumerated services to a qualified private community in the same fashion as the municipality provides these services on public roads or streets or provide reimbursement for the cost of providing said services; and

WHEREAS, N.J.S.A. 40:67-23.5 dictates that a municipality shall enter into a written agreement to reimburse a qualified private community for services that it does not provide directly; and

WHEREAS, the Township and the Association have negotiated an agreement which sets forth the obligations of the Association and an acceptable methodology for the Township to reimburse the Association for the provision of services to its residents; and

WHEREAS, it is in the best interest of the Township to enter into a Qualified Private Community Services Agreement with the Association in order to fulfill its statutory obligation.

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 Mayor and Township Clerk are hereby authorized to execute the attached Qualified Private Community Service Agreement between the Township and the Association.

BE IT FURTHER RESOLVED that the Township Clerk, Mayor, Township Attorney and all other appropriate Municipal officials are hereby authorized to execute such documents and to effectuate such acts as are necessary to effectuate the purposes of this Resolution.