

TOWNSHIP OF EVEHSAM

RESOLUTION 237-2023

**RESOLUTION AUTHORIZING EXECUTION OF
DISCHARGE OF DECLARATION
OF COVENANTS AND RESTRICTIONS**

WHEREAS, pursuant to a certain Redevelopment Agreement entered into by and between the Township of Evesham and CSH MARLTON, LLC on or about May 11, 2020, the Redeveloper redeveloped certain property identified on the Tax Maps of the Township as Block 36, Lot 2.03, 2.04 & 2.05 (“Redevelopment Agreement”); and

WHEREAS, in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., the Redevelopment Agreement creates certain covenants and restrictions that are binding on the project site during the term of the Redevelopment Agreement, as set forth in a certain Declaration of Covenants and Restrictions recorded in the official records of the Burlington County Clerk in Book OR 13522, at page 113; and

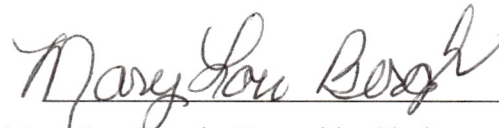
WHEREAS, pursuant to Section 4.c of the Redevelopment Agreement, upon the issuance of a Certificate of Occupancy for the entire project, the Township shall execute and deliver a Discharge of the Declaration of Covenants and Restrictions, which effectively terminates the Redevelopment Agreement, and terminates the Declaration of Covenants and Restrictions; and

WHEREAS, the Township Attorney’s office has reviewed the request, and has confirmed that the Redeveloper is entitled to make this request as a result of having received a Certificate of Occupancy for the entire project;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the

Township of Evesham, County of Burlington, State of New Jersey that, in accordance with the Redevelopment Agreement, and the New Jersey Housing and Redevelopment Law, N.J.S.A. 40A:12A-1 et seq., and based upon the request of the Redeveloper, the attached Discharge of Declaration of Covenants and Restrictions be and is hereby authorized to be executed by the Mayor and Clerk of the Township of Evesham.

I HEREBY CERTIFY that the foregoing resolution was adopted by the Township Council of the Township of Evesham, County of Burlington, State of New Jersey, at its meeting held in the Meeting Room of the Municipal Complex, 984 Tuckerton Road, Marlton, New Jersey 08053 on August 9, 2023.



Mary Lou Bergh, Township Clerk

ROLL CALL VOTE						
<u>COUNCIL MEMBER</u>	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
COOPER			/			
ESPINOZA			/			
FREEMAN	/		/			
HANSEN		/	/			
MAYOR VEASY			/			