

**TOWNSHIP OF UPPER DEERFIELD**

**RESOLUTION 10-94**

**AUTHORIZING THE REFUND OF A PORTION OF THE DEVELOPMENT FEES TO US HOMES/LENNAR CORPORATION**

**WHEREAS**, Lennar Corporation submitted development fees in the amount of one percent for the 43 unit development off of Buttonmill Road, consisting of Johns Way and Eugene Court known as Block , Lot ; and

**WHEREAS**, Superior Court Judge James E. Rafferty directed that \$21,868.50 be refunded to Lennar Corporation plus interest from March 29, 2007 after determining that the Township of Upper Deerfield is only entitled to collect development fees in the amount of one half percent.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Upper Deerfield, County of Cumberland and State of New Jersey that \$21,868.50 in development fees plus \$1,713.40 in interest from March 29, 2007, be refunded to Lennar Corporation for a total amount payable of \$23,581.90.

Moved By: John Daddario

Seconded By: Bruce Peterson

VOTING

James P. Crilley  
John L. Daddario  
John T. O'Neill, Sr.  
Bruce T. Peterson  
Scott Smith

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
X			
X			

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Township Committee of the Township of Upper Deerfield, in the County of Cumberland, at a meeting thereof held May 6, 2010.

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Roy J. Spoltore, Township Clerk