

**TOWNSHIP OF CHESTERFIELD  
ORDINANCE 2019-20**

**ORDINANCE AUTHORIZING DISBURSEMENT FROM THE TRANSPORTATION  
IMPROVEMENT DISTRICT FUND WITH RESPECT TO THE FINAL AMOUNT  
DUE TO K. HOVNANIAN AT CHESTERFIELD, LLC FROM PAYMENTS MADE  
INTO THE FUND BY SUBSEQUENT DEVELOPERS**

**WHEREAS**, the Township Committee, with respect to the development of Old York Village, set up by ordinance a Transportation Improvement District (the "TID") to provide a mechanism to balance the fair share obligation of developers for roadway improvements related to their various development projects; and

**WHEREAS**, pursuant to ordinance provisions, developers who constructed more than their fair share of roadway improvements are entitled to reimbursement for such excess improvements from payments to the TID Fund (the "Fund") by developers constructing less than their fair share of the roadway improvements, if, as and when such funds may be deposited to the Fund; and

**WHEREAS**, K. Hovnanian is a major developer in the Old York Village neighborhood who has constructed a significant portion of the roadway improvements; and

**WHEREAS**, in accordance with various developers agreements executed by K. Hovnanian and others, K. Hovnanian is entitled to receive from the Fund the sum of \$1,153,255.04, if, as and when such amount is deposited into the Fund by other developers; and

**WHEREAS**, a partial payment in the amount of \$185,000.00 was authorized by Ordinance 2015-13 and paid to K Hovnanian in October 2015; and

**WHEREAS**, a second partial payment in the amount of \$614,485.04 was authorized by Ordinance 2018-15 and paid to K Hovnanian in August 2018; and

**WHEREAS**, there currently exists in the Fund a sufficient balance of money paid in by other developers to make the final payment to K. Hovnanian Homes in the amount of \$353,770.00; and

**WHEREAS**, the Governing Body has determined that it is appropriate at this time to authorize this final payment to K Hovnanian from the Fund,

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED** by the Township Committee of the Township of Chesterfield, County of Burlington, and State of New Jersey that the Township Clerk and CFO are hereby authorized to make payment to K. Hovnanian from the Transportation Improvement District Fund in the amount of \$353,770.00; and

**BE IT FURTHER ORDAINED** that the Township Administrator, Township Clerk, and CFO are authorized to take such steps and execute such documents as are necessary to carry out the intent and purposes of this Ordinance.

**CHESTERFIELD TOWNSHIP COMMITTEE**

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Introduced: August 29, 2019  
 Adopted: September 26, 2019

| RECORD OF VOTE                                                                         |     |     |    |    |     |     |               |     |     |    |    |     |     |
|----------------------------------------------------------------------------------------|-----|-----|----|----|-----|-----|---------------|-----|-----|----|----|-----|-----|
| INTRODUCTION                                                                           |     |     |    |    |     |     | ADOPTION      |     |     |    |    |     |     |
| TWP COMMITTEE                                                                          | AYE | NAY | NV | AB | ORD | SEC | TWP COMMITTEE | AYE | NAY | NV | AB | ORD | SEC |
| S Dhopte                                                                               | X   |     |    |    | X   |     | S Dhopte      | X   |     |    |    |     |     |
| A Katz                                                                                 |     |     |    | X  |     |     | A Katz        | X   |     |    |    |     |     |
| D Koetas-Dale                                                                          | X   |     |    |    |     |     | D Koetas-Dale | X   |     |    |    | X   |     |
| J Liedtka                                                                              | X   |     |    |    |     | X   | J Liedtka     | X   |     |    |    |     | X   |
| R Romeu                                                                                |     |     |    | X  |     |     | R Romeu       | X   |     |    |    |     |     |
| X – Indicates Vote    NV – Not Voting    AB – Absent    ORD – Motion    SEC - Seconded |     |     |    |    |     |     |               |     |     |    |    |     |     |