



TOWNSHIP OF EAST BRUNSWICK

NO: 15833

DATE OF ADOPTION: May 9, 2016

RESOLUTION IN SUPPORT OF EAST BRUNSWICK PROPOSED AFFORDABLE HOUSING COMPLIANCE PLAN

WHEREAS, the Township of East Brunswick and the Intervening and Participating Defendants have agreed to settle this litigation by entering into a Settlement Agreement and have requested that the Superior Court, Middlesex County, find that the Agreement, and the approach to meeting the Township's Prior Round and Third Round Mount Laurel obligations, as detailed in the proposed Settlement Agreement is fair to the interests of lower income residents of New Jersey and entitles the Township to protection from Mount Laurel litigation for the period of ten years from the date of the order entered by the court approving this Settlement Agreement; and

WHEREAS, it is also recognized that the proposed Settlement Agreement and proposed Housing Element and Fair Share Plan must be reviewed by the Court in accordance with the requirements of Morris County Fair Housing Council v. Boonton Township, 197 N.J. Super. 359, 364 (Law Div. 1984), aff'd o.b., 209 N.J. Super. 108 (App Div. 1996), and East/West Venture v. Borough of Fort Lee, 286 N.J. Super. 311, 328 (App. Div. 1996), and that, in order to approve the settlement, the court must find that the Settlement Agreement and proposed Housing Element and Fair Share Plan adequately protects the interests of lower - income persons for whom the affordable units proposed by the settlement are to be built; and

WHEREAS, East Brunswick has prepared a proposed Housing Element and Fair Share Plan which demonstrates that it has actually met its entire Prior Round obligation and significant portion of its Third Round obligation, and identified specific sites and mechanisms for the remainder of its Third Round obligation that present a realistic opportunity for the development of its regional fair share of housing affordable to lower income households, including families, people with special needs, very low income households including very low income families and seniors; and

RECORD VOTE OF COUNCIL ON FINAL PASSAGE									
Council Member	Y	N	NV	Ab	Council Member	Y	N	NV	Ab
Clark <i>M</i>	✓				Wendell	✓			
Contrino				✓	Hughes	✓			
Spadafino <i>S</i>	✓								

X • Indicates Vote. NV • Not Voting Ab • Absent

This is to certify that this is a true and compared copy of a resolution adopted by the Municipal Council of the Township of East Brunswick on May 9, 2016.

Helenette Perry
Helenette Perry, Municipal Clerk