

RESOLUTION

REVISED MEETING SCHEDULE FOR 2021

BE IT RESOLVED, by the Township Council of the Township of Clinton that the following is established as a schedule of regular public and work meetings of the Township Council to be held during 2021;

BE IT FURTHER RESOLVED, there will no longer be virtual meetings. All future Council meetings will be held in person at the Public Safety Building starting at 7:00pm, 1370 Route 31 North, Annandale, NJ 08801 except as otherwise noted.

In accordance with the dictate of the Open Public Meetings Act, a copy of this resolution shall immediately:

- Be posted on the bulletin Board at the Municipal Building and shall remain posted for the year 2021.
- The following newspapers will be noticed: The Hunterdon County Democrat, the Courier News, Star Ledger and the Hunterdon Review.
- Filed with the Township Clerk.
- Mailed to those persons who have requested and paid the charges for copies of the schedule and revisions thereto and shall be promptly mailed to those persons who hereinafter make such request and prepay such charge.

JANUARY

6 Reorganization
27 Regular

FEBRUARY

10 Regular
24 Regular

MARCH

10 Regular
24 Regular

APRIL

14 Regular
28 Regular

MAY

12 Regular
26 Regular

JUNE

9 Regular
23 Regular

JULY

14 Regular

AUGUST

11 Regular

SEPTEMBER

8 Regular
22 Regular

OCTOBER

13 Regular
27 Regular

NOVEMBER

10 Regular

DECEMBER

1 Regular
15 Regular

The Reorganization Meeting for 2022 will take place Wednesday, January 5, at 7:00 p.m., in the Council Chambers located on the 3rd Floor of the Public Safety Building, 1370 Route 31 North, Annandale, NJ 08801.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: June 23, 2021

RESOLUTION

RESOLUTION ENDORSING 2021 AMENDMENT TO THE THIRD ROUND HOUSING PLAN ELEMENT & FAIR SHARE PLAN ELEMENT OF THE CLINTON TOWNSHIP MASTER PLAN

WHEREAS, on March 10, 2015, the Supreme Court transferred responsibility to review and approve housing elements and fair share plans from the Council on Affordable Housing (COAH) to designated Mount Laurel trial judges within the Superior Court; and

WHEREAS, on July 2, 2015, Clinton Township submitted a Declaratory Judgment Action to the New Jersey Superior Court; and

WHEREAS, on December 17, 2017, the Township and Fair Share Housing Center, Inc. entered into a settlement agreement establishing the Township's third round fair share obligation and mechanisms for satisfying same, subject to court approval following a fairness hearing, and on February 7, 2018 entered into an amended agreement (the "Settlement Agreement") that replaced and superseded the initial 2017 agreement; and

WHEREAS, in connection with the Settlement Agreement, the Township's and Township Planning Board's consultants Burgis Associates, Inc., prepared a proposed Third Round Housing Element and Fair Share Plan dated April 27, 2018 (the "2018 HPEFSP"), which plan was adopted by the Planning Board on May 7, 2018 and endorsed by the Mayor and Council on May 9, 2018 (see Resolution #75-18); and

WHEREAS, on April 3, 2018, the Superior Court of New Jersey, Law Division (Hon. Thomas Miller, A.J.S.C., presiding) entered an order approving the Settlement Agreement after a fairness hearing, and on January 9, 2019 entered a Final Judgment of Compliance and Repose in favor of the Township on January 9, 2019 determining that the 2018 HPEFSP, implementing ordinances and related documents were in compliance with the Township's Mount Laurel constitutional obligations; and

WHEREAS, on January 30, 2020, the Superior Court of New Jersey, Appellate Division affirmed the trial court's issuance of the Final Judgment of Compliance and Repose; and

WHEREAS, on June 15, 2020, the Township and Fair Share Housing Center entered into a second amendment to the Settlement Agreement in order to enable the developer of the 100% affordable housing project known as the "Marookian" project to re-apply for the New Jersey Housing and Mortgage Finance Agency's competitive 9% low income housing tax credit financing program after two unsuccessful attempts; and

WHEREAS, in May 2021, the Township and Fair Share Housing Center entered into a third amendment to the Settlement Agreement (the "Third Amendment") in order to replace an existing affordable housing plan mechanism, the "LeCompte site," with several new plan components to address a portion of the Township's Third Round affordable housing obligations as detailed therein, which Third Amendment was approved by the Mayor and Council by

resolution adopted on May 6, 2021 (see Resolution #69-2021); and

WHEREAS, the Third Amendment is the subject of a pending fairness in the Superior Court of New Jersey, Law Division; and

WHEREAS, on June 7, 2021, the Clinton Township Planning Board adopted an amendment to the 2018 HPEFSP (the “2021 Amended HPEFSP”) consistent with the provisions of the Third Amendment to the Settlement Agreement (see Resolution CTPB-2021-0B); and

WHEREAS, in adopting the 2021 Amended HPEFSP, the Planning Board determined that said amended HPEFSP (1) is consistent with the goals and objectives of the Township Master Plan; (2) will guide the use of lands in the municipality in a manner which protects public health and safety and promotes the general welfare in accordance with *N.J.S.A. 40:55D-28*; and (3) is designed to achieve and its adoption and implementation will achieve access to affordable housing to meet present and prospective housing needs in accordance with *N.J.S.A. 52:27D-310*; and

WHEREAS, COAH’s prior round rules at *N.J.A.C. 5:91-2.2(a)*, require that the Mayor and Council endorse the 2021 Amended HPEFSP adopted by the Planning Board;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Clinton, County of Hunterdon, New Jersey, as follows:

1. The preamble to this resolution is hereby incorporated as if more fully set forth herein.
2. The 2021 Amendment to the Third Round Housing Plan Element and Fair Share Plan adopted by the Clinton Township Planning Board on June 7, 2021 is hereby endorsed.
3. The Township’s Affordable Housing Counsel is hereby authorized and directed to submit the 2021 Amended HPEFSP to the Superior Court of New Jersey, Law Division for approval, and to undertake any and all other acts and file any and all other documents as may be necessary to effectuate the purposes thereof.
4. This resolution shall take effect immediately.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: June 23, 2021