

## **RESOLUTION 2009-41**

### **NEW JERSEY HIGHLANDS WATER PROTECTION AND PLANNING COUNCIL APPROVAL OF A TRANSFER OF DEVELOPMENT RIGHTS RECEIVING ZONE FEASIBILITY GRANT TO TOWNSHIP OF HARMONY**

**WHEREAS**, the Highlands Water Protection and Planning Act (Highlands Act) has created a public body corporate and politic with corporate succession known as the Highlands Water Protection and Planning Council (Highlands Council); and

**WHEREAS**, the Highlands Act authorizes the Highlands Council to enter into any and all agreements or contracts, execute any and all instruments to carry out any power, duty or responsibility under the Highlands Act; and

**WHEREAS**, Section 18 of the Highlands Act authorizes the Highlands Council to make available grants and other financial and technical assistance to municipalities and counties for implementation of a transfer of development rights (TDR) program; and

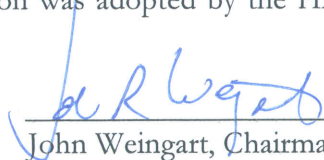
**WHEREAS**, on March 22, 2007, the Highlands Council by Resolution 2007-9 authorized the TDR Committee to develop and implement a process for the solicitation and distribution of grants and other support to municipalities within the seven Highlands counties in furtherance of the development of the Highlands TDR Program, in an annual amount not to exceed \$1,000,000; and

**WHEREAS**, the Highlands Council staff has reviewed the grant application submitted by the Township of Harmony and recommends approval by the Highlands Council.

**NOW, THEREFORE, BE IT RESOLVED** by the Highlands Council that the Executive Director, or her designee, is hereby authorized to enter into a grant agreement with Township of Harmony for a TDR Receiving Zone Feasibility Grant in the amount of \$25,000, provided that the Executive Director may authorize additional amounts under this contract pursuant to her authority under the Highlands Council Bylaws.

### **CERTIFICATION**

I hereby certify that the foregoing Resolution was adopted by the Highlands Council at its regular meeting held on the 25<sup>th</sup> of June, 2009.

  
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John Weingart, Chairman

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**NEW JERSEY HIGHLANDS WATER PROTECTION AND PLANNING COUNCIL**  
**APPROVAL OF A TRANSFER OF DEVELOPMENT RIGHTS RECEIVING ZONE**  
**FEASIBILITY GRANT TO TOWNSHIP OF HARMONY**

| <u>Vote on the Approval of<br/>this Resolution</u> | <u>Motion</u> | <u>Second</u> | <u>Yes</u> | <u>No</u> | <u>Abstain</u> | <u>Absent</u> |
|--|---------------|---------------|------------|-----------|----------------|---------------|
| Councilmember Alstede                              |               |               | ✓          |           |                |               |
| Councilmember Calabrese                            |               |               |            |           |                | ✓             |
| Councilmember Carluccio                            |               |               | ✓          |           |                |               |
| Councilmember Cogger                               |               |               | ✓          |           |                |               |
| Councilmember Kovach                               |               |               | ✓          |           |                |               |
| Councilmember Letts                                |               |               | ✓          |           |                |               |
| Councilmember Pasquarelli                          |               |               | ✓          |           |                |               |
| Councilmember Peterson                             |               |               | ✓          |           |                |               |
| Councilmember Schrier                              |               |               | ✓          |           |                |               |
| Councilmember Vetrano                              |               | ✓             | ✓          |           |                |               |
| Councilmember Way                                  |               |               | ✓          |           |                |               |
| Councilmember Whitenack                            | ✓             |               | ✓          |           |                |               |
| Councilmember Weingart                             |               |               | ✓          |           |                |               |