

May 27, 2010

RESOLUTION #88-2010

RESOLUTION OF THE GOVERNING BODY OF THE BOROUGH OF HIGH BRIDGE ENDORSING THE AMENDED HOUSING ELEMENT AND FAIR SHARE PLAN

WHEREAS, pursuant to N.J.A.C. 5:97-2.1(a) and N.J.A.C. 5:97-3.1(b), the Planning Board of the Borough of High Bridge (the "Borough")(the "Planning Board"), County of Hunterdon, and State of New Jersey, adopted Resolution #01-2008 on December 11, 2008 adopting the Borough's Housing Element and Fair Share Plan prepared for Third Round substantive certification; and

WHEREAS, the Governing Body endorsed said Housing Element and Fair Share Plan pursuant to the Governing Body's adoption of Resolution #191-2008 on December 11, 2008, and filed same with the New Jersey Council on Affordable Housing ("COAH") and petitioned COAH for Third Round substantive certification on December 23, 2008; and

WHEREAS, the Borough adopted Resolution #66-2009 on March 12, 2009 serving as its Notice of Intent to petition the Highlands Water Protection and Planning Council (the "Highlands Council") to revise its master plan and development regulations, as applicable to the development and use of land in the Planning Area as set forth in Section 7 of the Highlands Water Protection and Planning Act, N.J.S.A. 13:20-1, et seq. (the "Act"), to conform them with the goals, requirements, and provisions of the Highlands Regional Master Plan ("Plan Conformance"); and

WHEREAS, COAH issued a Pre-mediation Report Requesting Additional Information dated October 1, 2009, which report also required the Borough to re-petition COAH with an amended Housing Element and Fair Share Plan based on the issues raised in the report; and

WHEREAS, the Borough submitted the additional information to COAH on or about November 23, 2009, with the exception of the re-petition; and

WHEREAS, on December 3, 2009, the Borough adopted Ordinance 2009-36 entitled "Ordinance of Intention to Revise Master Plan and Development Regulations for Plan Conformance for the Land in the Planning Area" pursuant to the Act, authorizing the Borough to petition the Highlands Council for Plan Conformance; and

WHEREAS, the Borough's Housing Element and Fair Share Plan has been amended to take into account the Plan Conformance being undertaken by the Borough and the "Guidance for Highlands Municipalities that Conform to the Highlands Regional Master Plan" issued by COAH respect to Plan Conformance, including the build out capacity procedures developed by the Highlands Council; and

WHEREAS, on April 19, 2010, the Planning Board adopted the Amended Housing Element and Fair Share Plan (the "Amended Plan") after notice and public hearing; and

WHEREAS, a true copy of Resolution #2-2010 of the Planning Board adopting the Amended Plan, as well as a copy of the Amended Plan, are attached hereto as Exhibit "A" pursuant to N.J.A.C. 5:96-2.2(a); and

WHEREAS, the Borough desires to re-petition COAH with the Amended Plan for Third Round substantive certification, taking the Plan Conformance into account; and

WHEREAS, N.J.A.C. 5:97-2.1(a) and N.J.A.C. 5:97-3.1(b) requires the Governing Body to endorse the Amended Plan;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of High Bridge, County of Hunterdon, and State of New Jersey, hereby endorses the Amended Plan as adopted by the Planning Board for submission to COAH to re-petition for Third Round substantive certification; and

BE IT FURTHER RESOLVED that the Governing Body of the Borough of High Bridge, pursuant to the provisions of N.J.S.A. 52:27D-301, et seq., and N.J.A.C. 5:96-3.4, submits this re-petition for substantive certification of the Amended Plan to COAH for review and certification, and hereby directs the Borough Clerk or the Borough Administrator to transmit a copy of this re-petition to COAH; and

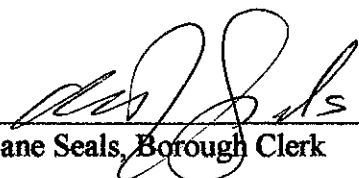
BE IT FURTHER RESOLVED that a list of names and addresses for all owners of sites in the Amended Plan, including the names and addresses of any objectors, has been included with the re-petition; and

BE IT FURTHER RESOLVED that notice of this re-petition for substantive certification shall be published in a newspaper of countywide circulation pursuant to N.J.A.C. 5:96-3.5 within seven days of issuance of the notification letter from the COAH Executive Director indicating that the submission is complete and that a copy of this resolution, the adopted Amended Plan, and all supporting documentation shall be made available for public inspection at the Borough Clerk's office located at 71 Main Street, High Bridge, New Jersey 08829, during the hours of 9:00 a.m. to 4:00 p.m. on Monday through Friday for a period of 45 days following the date of publication of the legal notice pursuant to N.J.A.C. 5:96-3.5.

APPROVED:


Mark Desire, Mayor

ATTEST:



Diane Seals, Borough Clerk

Vote on Adoption: Aye 4
 Nay
 Abstain
 Absent 2

CERTIFICATION

I, Diane L. Seals, Municipal Clerk, hereby certify that this resolution was duly adopted by the Borough of High Bridge Common Council at a meeting duly held on the 27th day of May, 2010, having been tabled from the meeting of the 13th day of May, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

DATED: 5-28-10


Diane Seals, Borough Clerk

RESOLUTION #2010-2

**PLANNING BOARD OF THE BOROUGH OF HIGH BRIDGE RESOLUTION
ADOPTING THE AMENDED HOUSING ELEMENT AND FAIR SHARE PLAN**

WHEREAS, pursuant to N.J.A.C. 5:97-2.1(a) and N.J.A.C. 5:97-3.1(b), the Planning Board of the Borough of High Bridge (the "Borough")(the "Planning Board"), County of Hunterdon, and State of New Jersey, adopted Resolution #01-2008 on December 11, 2008 adopting the Borough's Housing Element and Fair Share Plan prepared for Third Round substantive certification; and

WHEREAS, the Borough's Governing Body endorsed said Housing Element and Fair Share Plan pursuant to the Governing Body's adoption of Resolution #191-2008 on December 11, 2008, and filed same with the New Jersey Council on Affordable Housing ("COAH") and petitioned COAH for Third Round substantive certification on December 23, 2008; and

WHEREAS, the Borough adopted Resolution #66-2009 on March 12, 2009 serving as its Notice of Intent to petition the Highlands Water Protection and Planning Council (the "Highlands Council") to revise its master plan and development regulations, as applicable to the development and use of land in the Planning Area as set forth in Section 7 of the Highlands Water Protection and Planning Act, N.J.S.A. 13:20-1, *et seq.* (the "Act"), to conform them with the goals, requirements, and provisions of the Highlands Regional Master Plan ("Plan Conformance"); and

WHEREAS, COAH issued a Pre-mediation Report Requesting Additional Information dated October 1, 2009, which report also required the Borough to re-petition COAH with an amended Housing Element and Fair Share Plan based on the issues raised in the report; and

WHEREAS, the Borough submitted the additional information to COAH on or about November 23, 2009, with the exception of the re-petition; and

WHEREAS, on December 3, 2009, the Borough adopted Ordinance 2009-36 entitled "Ordinance of Intention to Revise Master Plan and Development Regulations for Plan Conformance for the Land in the Planning Area" pursuant to the Act, authorizing the Borough to petition the Highlands Council for Plan Conformance; and

WHEREAS, the Borough's Housing Element and Fair Share Plan has been amended to take into account the Plan Conformance being undertaken by the Borough and the "Guidance for Highlands Municipalities that Conform to the Highlands Regional Master Plan" issued by COAH respect to Plan Conformance, including the build out capacity procedures developed by the Highlands Council; and

WHEREAS, the Amended Housing Element and Fair Share Plan is attached hereto as Exhibit "A" (the "Amended Plan"); and

WHEREAS, the Borough desires to re-petition COAH with the Amended Plan for Third Round substantive certification, taking the Plan Conformance into account; and

WHEREAS, N.J.A.C. 5:97-2.1(a) and N.J.A.C. 5:97-3.1(b) requires the adoption of the Amended Plan by the Planning Board and endorsement by the Governing Body; and


WHEREAS, upon notice duly provided pursuant to N.J.S.A. 40:55D-13, the Planning Board held a public hearing on the Amended Plan on April 19, 2010; and

WHEREAS, the Planning Board has determined that the Amended Plan is consistent with the goals and objectives of the Borough's September 1985 Master Plan, and that the adoption and implementation of the Amended Plan are in the public interest and protect public health and safety and promote the general welfare.

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the Borough of High Bridge, County of Hunterdon, and State of New Jersey, that the Planning Board hereby adopts the Amended Plan for submission to COAH to re-petition for Third Round substantive certification; and

BE IT FURTHER RESOLVED that the Planning Board does hereby direct the Planning Board Secretary to transmit a copy of this resolution, along with a copy of the Amended Plan, to the Borough Council.

APPROVED:


Paul Lipani, Chairperson

ATTEST:


Alice Oldford, Secretary

Date:

Mark Desire	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Absent <input type="checkbox"/>	Abstain <input type="checkbox"/>
Tom Flynn	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Absent <input type="checkbox"/>	Abstain <input type="checkbox"/>
John Jordan	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Absent <input checked="" type="checkbox"/>	Abstain <input type="checkbox"/>

Vicki Peck	Yes _____	No _____	Absent <input checked="" type="checkbox"/>	Abstain _____
Keith Milne	Yes <input checked="" type="checkbox"/>	No _____	Absent _____	Abstain _____
Paul Lipani	Yes <input checked="" type="checkbox"/>	No _____	Absent _____	Abstain _____
Charles T. Richards	Yes <input checked="" type="checkbox"/>	No _____	Absent _____	Abstain _____
Steve Dhein	Yes <input checked="" type="checkbox"/>	No _____	Absent _____	Abstain _____
Don Howell	Yes <input checked="" type="checkbox"/>	No _____	Absent _____	Abstain _____

I certify that this is a true copy of the resolution adopting the Amended Housing Element and Fair Share Plan by the Planning Board of the Borough of High Bridge at a special meeting held on the 27th day of May 2010.

DATED: 5/27/10

Alice Oldford
 Alice Oldford, Planning Board Secretary