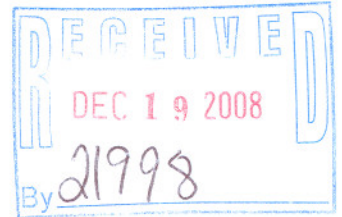


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JOHN P. JANSEN
PAULA J. DeBONA

OF COUNSEL:
FRED C. SEMRAU

December 17, 2008

Lucy Vandenberg, Executive Director
Council on Affordable Housing
101 South Broad Street, CN 813
Trenton, NJ 08625-0813

Re: Borough of Mendham, Morris County
Extension of Time to Petition for Third Round Substantive Certification

Dear Ms. Vandenberg:

Enclosed please find certified copies of the following:

Resolution #196-08, NOTICE OF INTENT TO PETITION THE HIGHLANDS COUNCIL FOR PLAN CONFORMANCE.

Resolution # 197-08, RESOLUTION SEEKING AN EXTENSION OF THE DEADLINE FOR SUBSTANTIVE CERTIFICATION PURSUANT TO EXECUTIVE ORDER 114 AND THE MEMORANDUM OF UNDERSTANDING BETWEEN THE HIGHLANDS COUNCIL AND THE COUNCIL ON AFFORDABLE HOUSING.

Please return the enclosed copy of this letter indicating your receipt of same.

Very truly yours,

A handwritten signature in blue ink that reads "Paula J. DeBona". Below the signature, the name "Paula J. DeBona" is printed in a standard black font.

PJD
Enclosures

cc: Maureen Massey, Borough Clerk
Ellen M. Sandman, Borough Administrator
Fred Semrau, Borough Attorney
Adrian Humbert, Borough Planner, w/enclosure
David Bansich, Special Planner, w/enclosure
Sean Thompson, COAH, w/enclosure
New Jersey Highlands Water Protection and Planning Council, w/certified copy of enclosure ✓

Received by COAH on _____ Signed _____

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #197-08



RESOLUTION SEEKING AN EXTENSION OF THE DEADLINE TO PETITION FOR SUBSTANTIVE CERTIFICATION PURSUANT TO EXECUTIVE ORDER 114 AND THE MEMORANDUM OF UNDERSTANDING BETWEEN THE HIGHLANDS COUNCIL AND THE COUNCIL ON AFFORDABLE HOUSING

WHEREAS, on September 5, 2008, Governor Corzine signed Executive Order 114 which requires the Council on Affordable Housing (COAH) and the New Jersey Highlands Council (Highlands Council) to enter into a Memorandum of Understanding (MOU) designed to coordinate the regulations of both agencies by maximizing affordable housing opportunities while preserving critical environmental resources; and

WHEREAS, COAH and the Highlands Council have prepared such an MOU, which was adopted by COAH on October 29, 2008 and by the Highlands Council on October 30, 2008; and

WHEREAS, conformance with the Highlands Regional Master Plan (Plan Conformance) requires revisions to municipal and county master plans and development regulations as applicable to the development and use of land to align them with the goals, requirements, and provisions of the Regional Master Plan; and

WHEREAS, COAH regulations establish a December 31, 2008 deadline for municipalities currently under the jurisdiction of COAH to submit third round petitions for substantive certification of a municipal housing element and fair share plan; and

WHEREAS, the MOU establishes a procedure that municipalities under the jurisdiction of both COAH and the New Jersey Highlands Water Protection and Planning Act may follow to seek an extension to the December 31, 2008 deadline set by COAH for the submission of third round petitions for substantive certification of a municipal housing element and fair share plan; and

WHEREAS, the MOU provides for an extension of the December 31, 2008 deadline to December 8, 2009 for any Highlands municipality under COAH's jurisdiction that, before December 31, 2008, 1) submits a duly adopted Notice of Intent to Petition in accordance with the Highlands Council's Plan Conformance Guidelines; and 2) submits a duly adopted resolution notifying COAH of its intent to petition COAH no later than December 8, 2009; and

WHEREAS, on December 15, 2008 the Municipal Council of the Borough of Mendham adopted a resolution notifying the Highlands Council that the Borough of Mendham has set December 8, 2009 as the target date for submission of a Petition for Plan Conformance.

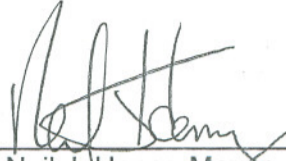
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Mendham, County of Morris, that the Borough of Mendham hereby agrees that its deadline for the submission of a Housing Element and Fair Share Plan pursuant to N.J.A.C. 5:96-16 is extended from December 31, 2008 to December 8, 2009; and

BE IT FURTHER RESOLVED that the Mayor and Borough Council of the Borough of Mendham hereby directs the Borough Clerk to immediately transmit a signed and sealed copy of this resolution to COAH; and

BE IT FURTHER RESOLVED that the Mayor and Borough Council of the Borough of Mendham hereby directs the Borough Clerk to immediately transmit a signed and sealed copy of the December 15, 2008 duly adopted Notice of Intent to Petition in accordance with the Highlands Council's Plan Conformance Guidelines to COAH; and

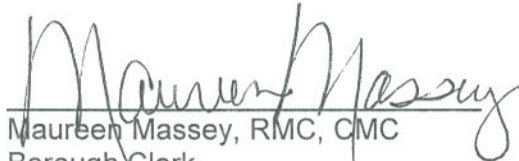
BE IT FURTHER RESOLVED that the Mayor and Borough Council of the Borough of Mendham intends to submit a petition for substantive certification of a third round Housing Element and Fair Share Plan to COAH not later than December 8, 2009.

DATED: December 15, 2008



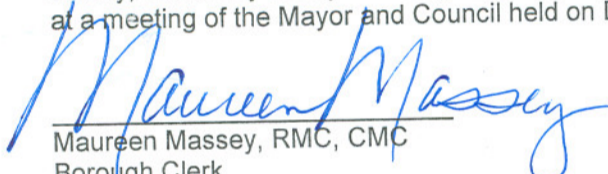
Neil J. Henry, Mayor

ATTEST:



Maureen Massey, RMC, CMC
Borough Clerk

I, Maureen Massey, Clerk of the Borough of Mendham, in the County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted at a meeting of the Mayor and Council held on December 15, 2008.



Maureen Massey, RMC, CMC
Borough Clerk