

NEW JERSEY COUNCIL ON
AFFORDABLE HOUSING
DOCKET NO.

Z.V. ASSOCIATES, a Partnership)
organized under the Laws of
the State of New Jersey,)

Plaintiff,)

v.)

Civil Action

THE BOROUGH OF WATCHUNG, a)
Municipal Corporation of the
State of New Jersey, located)
in Somerset County, New Jersey,)

Defendant.

ORDER

This matter having come before the Council on Affordable Housing upon the application of Joseph E. Murray, Esq. on behalf of Z.V. Associates and the Council having considered all papers submitted and having heard oral argument of Counsel and all interested parties having had an opportunity to be heard and the Council having determined that 1) the five parcels of land listed below are "scarce resources"; 2) the imposition of restraints on the granting of development approvals is "appropriate"; 3) the issuance of restraints will not result in any undue hardship to the Borough; 4) there is a threat of substantial, immediate and irreparable harm if the restraints do not issue; and 5) the possible harm to the

Borough resulting from the issuance of these restraints does not outweigh the harm should the restraints not issue;

IT IS on this day of , 1987

ORDERED that the Borough of Watchung, the Watchung Planning Board, the Watchung Board of Adjustment, all Borough officials and any other person or entity acting on behalf of the Borough are hereby restrained until further Order of the Council from granting ~~any development with respect to any one or more of the following parcels of land:~~

Block 57.03, Lots 2, 3.01, 4, 5, 11, 12 and 13
(the "Zirinsky" site)

Block 74.03, Lot 10
(the "Z.V." site)

Block 44.03, Lots 1, 2 and 3
(the "Best Lake" site)

Block 43.04, Lot 17
(the "Elizabeth Medical Trust" site)

Block 3.01, Lots 29 and 30
(the "Ness-Santucci" site)

and it is further

ORDERED that this Order shall remain in effect, unless otherwise modified by the Council, until such time that the Council may grant or deny substantive certification to the Borough of Watchung; and it is further

ORDERED that the restraints in this Order are not intended to prohibit or otherwise restrain the Borough of Watchung from processing any development approval applications.

Arthur R. Kondrup
Chairman

Dated: