

RESOLUTION

WHEREAS, the Council on Affordable Housing has received questions concerning the scope and proper interpretation of the Council's regulations dealing with affirmative marketing, N.J.A.C. 5:92-15.1 et seq; and

WHEREAS, a discussion of these issues was held during the Council's public meeting of December 21, 1987; and

WHEREAS, following said discussion, the Council by motion affirmed its interpretation of N.J.A.C. 5:92-15.1 et seq that:

NOW, THEREFORE, BE IT RESOLVED THAT for the reasons set forth at length at said public meeting:

1. it is impermissible for a municipality to apply any priorities among applicants outside of those contained in N.J.A.C. 5:92-15.1 et seq.

2. Specifically, with regard to the 50% of units that may be initially reserved for municipal residents and individuals who work in the municipality, it is impermissible to give priority within that 50% to individuals representing any particular occupation or trade. Similarly, it is impermissible to give priority to municipal residents over those individuals working in the municipality; or to individuals who work in the municipality over residents. With regard to the remaining units, it is impermissible to give priority to residents of any single county within the applicable region. Instead, the units should be equally available to all residents of the region.

I hereby certify that this resolution was duly adopted by the Council on Affordable Housing at its public meeting on January 19, 1988.

By: Josee Feiss