

RESOLUTION

WHEREAS, West Paterson was transferred to the Council on Affordable Housing (COAH) by Order dated May 27, 1987 which acted as petition for substantive certification; and

WHEREAS, West Paterson filed its housing element and fair share plan with COAH on August 10, 1987; and

WHEREAS, West Paterson published notice of its petition in the North Jersey Herald News on August 11, 1987; and

WHEREAS, Jack Neugarten filed valid objections within 45 days of publication of the notice in accordance with N.J.S.A. 52:27D-314 and N.J.A.C. 5:91-5.1 and;

WHEREAS, as a result of the filing of valid objections, COAH engaged in mediation with Mr. Neugarten and West Paterson Borough pursuant to N.J.S.A. 52:27D-314 and N.J.A.C. 5:91-7.1 et seq.; and

WHEREAS, mediation did not resolve all objections to the plan and COAH determined that the unresolved objection constituted a contested case which should be transferred to the Office of Administrative Law (OAL) for an evidentiary hearing; and

WHEREAS, by letter of transmittal dated March 28, 1989, COAH transferred the unresolved issues pertaining to the use of the site known as the Neugarten site to the OAL; and

WHEREAS, this resolution is intended to memorialize that decision to transfer the matter to the OAL; and

NOW THEREFORE BE IT RESOLVED that COAH hereby affirms the transferral of the unresolved issues to the OAL as set forth in the transmittal notice dated March 28, 1989.

I hereby certify that the foregoing Resolution was duly adopted by the Council on Affordable Housing at its public meeting on April 24, 1989.

A handwritten signature in cursive script, reading "Renee Reiss", is written over a horizontal line.

Renee Reiss, Secretary
Council on Affordable Housing

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