

**RESOLUTION VOIDING HASBROUCK HEIGHTS'
SUBSTANTIVE CERTIFICATION**

WHEREAS, by Opinion and Order dated May 15, 1989 the Council on Affordable Housing (COAH) ordered the Borough of Hasbrouck Heights to adopt the ordinances necessary to implement the mediation agreement with the objectors Anthony and Adeline Carrino as assignees for Foresquire Corporation; and

WHEREAS, COAH's Opinion of May 15, 1989 sets forth in detail the procedural history and factual background of this matter and the reasons for the Council's Order and is hereby incorporated by reference into this Resolution; and

WHEREAS, Hasbrouck Heights requested that COAH stay its Order pending resolution of Hasbrouck Heights' appeal from COAH's May 15, 1989 Opinion and Order; and

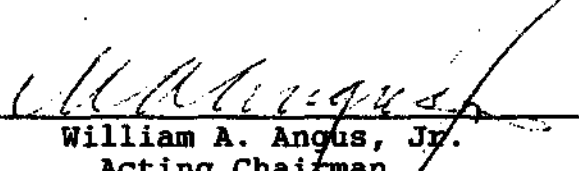
WHEREAS, COAH denied Hasbrouck Heights' request for a stay at its public meeting on July 17, 1989 which denial is set forth at length in a separate Resolution; and

WHEREAS, pursuant to COAH's decision of May 15, 1989 Hasbrouck Heights was required to adopt the ordinances necessary to implement the agreement reached with the objectors in mediation which forms a basis for Hasbrouck Heights' substantive certification; and

WHEREAS, Hasbrouck Heights has failed to adopt the necessary ordinances as of this date and has indicated no intention to adopt the ordinances; and

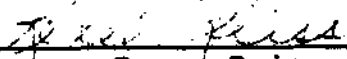
WHEREAS, Hasbrouck Heights' failure to validly adopt all ordinances necessary to implement its housing element and fair share plan renders Hasbrouck Heights' substantive certification null and void pursuant to N.J.S.A. 52:52:27D-314, N.J.A.C. 5:91-10.1(d) and the terms of the Resolution;

NOW THEREFORE BE IT RESOLVED that Hasbrouck Heights' substantive certification is void and of no force and effect due to Hasbrouck Heights' failure to comply with the Council's Order of May 15, 1989 and validly adopt all ordinances necessary to implement its housing element and fair share plan as required by N.J.S.A. 52:27D-314, N.J.A.C. 5:91-10.1(d) and the terms of COAH's Resolution granting substantive certification and this matter is hereby returned to the Superior Court, Law Division pursuant to N.J.S.A. 52:27D-318.



William A. Angus, Jr.
Acting Chairman
Council on Affordable Housing

I hereby certify that the Resolution was duly adopted by the Council on Affordable Housing at its public meeting on August 7, 1989.



Renee Reiss
Administrative Secretary
Council on Affordable Housing