

**RESOLUTION REGARDING DANMIK INCORPORATED'S OBJECTIONS TO  
SPRINGFIELD TOWNSHIP'S, BURLINGTON COUNTY PETITION FOR  
SUBSTANTIVE CERTIFICATION**

WHEREAS, Springfield Township petitioned for substantive certification of its housing element and fair share plan and published notice of its petition for substantive certification in the Burlington County Times, Inc. on April 21, 1989; and

WHEREAS, pursuant to N.J.S.A. 52:27D-314 and N.J.A.C. 5:91-5.1, objections to Springfield Township's petition for substantive certification were required to be filed within 45 days of the date of publication of the notice of the petition for substantive certification, which was June 5, 1989; and

WHEREAS, no one filed objections to Springfield Township's petition for substantive certification by June 5, 1989; and

WHEREAS, Danmik, Inc. filed objections to Springfield Township's petition for substantive certification with the Council on Affordable Housing (COAH) on June 13, 1989 which was after the deadline; and

WHEREAS, Danmik, Inc. filed a request with the Council on Affordable Housing to have its objections filed nunc pro tunc since according to Creigh Rahenkamp of John Rahenkamp Consultants, Inc., who was inquiring on behalf of Danmik, Inc., he spoke to James Cor-

dingly of COAH's staff who he alleges indicated that Springfield Township published notice on April 29, 1989 and therefore Mr. Rahenkamp calculated that any objection had to be filed by June 13, 1989; and

WHEREAS, COAH has considered Danmik, Inc.'s request to have its late objection filed nunc pro tunc; and

WHEREAS, at its public meeting on August 17, 1989, COAH determined that it was Danmik, Inc.'s responsibility to ascertain from a primary source the correct date for the filing of an objection by contacting the municipality or reviewing the actual notice of publication and not by relying upon a phone call to COAH, which is not responsible for publication of notice; and


WHEREAS, filing of objections within the 45-day period of publication of notice of a petition for substantive certification is a statutory requirement; and

WHEREAS, Danmik, Inc.'s failure to ascertain from the correct entity the correct date of publication of the notice for petition for substantive certification is not excused by allegations that incorrect information was received; and

WHEREAS, James Cordingly does not recall discussing the specific publication date of Springfield Township's petition for


substantive certification with Mr. Rahenkamp as alleged by Mr. Rahenkamp;

NOW THEREFORE BE IT RESOLVED that Danmik, Inc.'s request to have its late objection considered filed nunc pro tunc is denied and COAH will not consider Danmic, Inc.'s objection.



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

I hereby certify that the above Resolution was duly adopted by the Council on Affordable Housing at its public meeting on 8/7/89.



Renee Reiss, Administrative Secretary  
New Jersey Council on Affordable Housing