

RESOLUTION APPROVING SETTLEMENT IN IN RE
GREENWICH TOWNSHIP, DOCKET NOS. A-4416-89T3 AND A-4414-89T3

WHEREAS, the Council on Affordable Housing (COAH) granted Greenwich Township's (Warren County) petition for substantive certification by Resolution adopted 6/13/90; and

WHEREAS, Greenwich's plan for satisfaction of its fair share obligation included zoning the site owned by Toll Brothers, Inc. to provide for affordable housing; and

WHEREAS, Milburn 78 Associates and Dowel Associates, two other property owners in Greenwich, filed an appeal with the Superior Court, Appellate Division from COAH's grant of Greenwich's petition for substantive certification; and

WHEREAS, Greenwich and Milburn 78 Associates reached a settlement of the appeal which terms of the settlement are set forth in the "Mount Laurel Settlement Agreement and Stipulation of Dismissal" (Agreement) dated December 10, 1991 and which Agreement is incorporated by reference herein; and

WHEREAS, the Agreement is contingent upon COAH approval; and

WHEREAS, COAH reviewed the Agreement to determine whether any terms of the Agreement violate or in any way affect the terms of COAH's substantive certification; and

WHEREAS, at its public meeting of February 5, 1992, for the reasons set forth at that meeting, COAH determined that the Agreement in no way violated or affected the terms of COAH's grant of Greenwich's petition for substantive certification and therefore approved the Agreement; and

WHEREAS, Greenwich also reached a settlement with Toll Brothers, Inc. and Dowel Associates, the terms of which are set forth in the "Mount Laurel Settlement Agreement and Stipulation of Dismissal" (Agreement) dated December 10, 1991 which Agreement is incorporated by reference herein; and

WHEREAS, the Agreement is contingent upon COAH approval; and

WHEREAS, COAH has reviewed the Agreement to determine whether its terms violate or in any way affect the terms of COAH's grant of Greenwich's petition for substantive certification; and

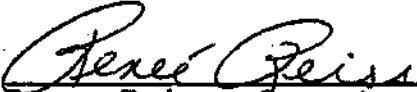
WHEREAS, for the reasons set forth herein as well as for the reasons stated orally at COAH's public meeting of March 4, 1992, COAH finds that the terms of the Agreement in no way

violate or affect the terms of Greenwich's substantive certification as the affordable housing component of Greenwich's Mt. Laurel plan as certified remain fully in effect and the terms of the Agreement in no way impact upon Greenwich's ability to implement its certified plan; and

NOW THEREFORE BE IT RESOLVED, that COAH hereby approves the Agreement between Greenwich and Milburn 78 Associates; and

BE IT FURTHER RESOLVED that COAH hereby approves the Agreement among Greenwich, Toll Brothers, Inc and Dowel Associates.

I certify that this Resolution was duly adopted by the Council on Affordable Housing at its public meeting on March 4, 1992.



Renee Reiss, Secretary