

RESOLUTION MEMORIALIZING WAIVER REQUEST FROM N.J.A.C. 5:92-18.2(c)
READINGTON TOWNSHIP, HUNTERDON COUNTY

WHEREAS, Readington Township, Hunterdon County petitioned for substantive certification on June 23, 1987 and received substantive certification on June 26, 1989; and

WHEREAS, in order to address the need for low and moderate income housing, Readington Township collected fees from developers and petitioned the Council on Affordable Housing (COAH) to retain these fees pursuant to N.J.A.C. 5:91-15; and

WHEREAS, N.J.A.C. 5:92-18.2(c) does not permit municipalities to spend development fees prior to COAH approval of a municipal spending plan; and

WHEREAS, the ability of municipalities to retain development fees is subject to litigation and COAH has cautioned municipalities that it may not be advisable to spend development fees prior to a final adjudication; and

WHEREAS, Readington Township had made previous arrangements to spend development fees on a house for a low and moderate income household; and


WHEREAS, COAH has determined that the purchase of this house is consistent with the goals of the Fair Housing Act; and

WHEREAS, the Township has represented that it will present a spending plan, pursuant to N.J.A.C. 5:92-18.2(c), to COAH no later than December 15, 1992.

NOW THEREFORE BE IT RESOLVED that COAH grants a waiver from N.J.A.C. 5:(2-18.2(c), to permit Readington Township to purchase a house for a low and moderate income household; and

BE IT FURTHER RESOLVED that this waiver is conditioned on Readington Township submitting a spending plan to COAH no later than December 15, 1992.

This is to certify that this resolution was duly adopted by the Council on Affordable Housing at its public meeting on *December 9, 1992,*



Renee Reiss, Secretary
Council on Affordable Housing

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