

RESOLUTION MEMORIALIZING  
COAH DECISION OF AUGUST 13, 1996

WHEREAS, on August 8, 1996 Sidney Kuchin and the Estate of Evelyn Fisher ("Kuchin and Fisher"), land owners in the Township of Franklin, Somerset County, moved before the New Jersey Council on Affordable Housing on an emergent basis and requested the Council to enjoin and restrain Franklin from adopting an amendment to its zoning ordinances which affected the zoning of the Kuchin and Fisher properties and was scheduled to be heard on second reading on August 13, 1996; and

WHEREAS, on August 12, 1996 Franklin filed a brief in opposition to the Kuchin and Fisher motion and also filed a notice of cross-motion which, inter alia, requested the Council to dismiss the plaintiff's application in its entirety; and

WHEREAS, on August 13, 1996 an emergency meeting of the New Jersey Council on Affordable Housing was held in response the emergent motion of Kuchin and Fisher; and

WHEREAS, at its meeting the Council considered the papers filed by the parties; and

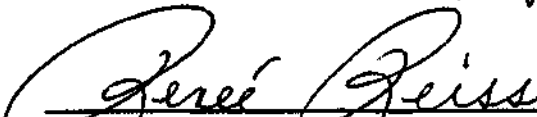
WHEREAS, on August 13, 1996 the Council, by unanimous vote denied the emergent relief sought by Kuchin and Fisher; and

WHEREAS, by further unanimous vote the Council ordered Franklin to continue to fulfill its obligations under the terms of the Council's grant of substantive certification dated September 28, 1987 and as continued in the Council's interim certification granted on November 10, 1993.

NOW THEREFORE BE IT RESOLVED that the New Jersey Council on Affordable Housing hereby memorializes its decision of August 13, 1996 denying the emergent motion of Sidney Kuchin and the Estate of Evelyn Fisher to enjoin and restrain the Township of Franklin from adopting an amendment to its zoning ordinance scheduled for a second reading on August 13, 1996; and

IT IS FURTHER RESOLVED that the New Jersey Council on Affordable Housing hereby memorializes its decision of August 13, 1996 ordering the Township of Franklin to continue to comply with the terms of its substantive certification granted by the Council on September 28, 1987 and continued by the Council's interim certification of November 10, 1993.

I hereby certify that this resolution was duly adopted by the Council on Affordable Housing on *September 4, 1996.*

  
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Renee Reiss, Secretary  
Council on Affordable Housing