

**RESOLUTION MEMORIALIZING COAH'S DECISION OF DECEMBER 14, 2005
APPROVING SPRINT SPRECTRUM'S MOTION SEEKING RELIEF FROM THE EXISTING
COUNCIL ON AFFORDABLE HOUSING (COAH) ORDER THAT PROHIBITS THE
BOROUGH OF HADDONFIELD FROM ISSUING ANY DEVELOPMENT APPROVALS
COAH DOCKET #05-1713**

WHEREAS, Haddonfield petitioned COAH for second round substantive certification on March 11, 1997, with a housing element and fair share plan addressing its 12-year cumulative obligation of 255 units, consisting of 63 rehabilitation units and 192 new construction units; and

WHEREAS, Haddonfield received a vacant land adjustment that reduced its new construction obligation to zero; and

WHEREAS, Haddonfield received substantive certification on July 7, 1999, validating their zero-unit RDP; and

WHEREAS, COAH required the Borough to conduct follow-up studies to determine the viability of mechanisms to address unmet need pursuant to N.J.A.C. 5:93-4.1(b); and

WHEREAS, Haddonfield failed to propose such mechanisms; and

WHEREAS, on May 31, 2004 and October 25, 2004, respectively, the Fair Share Housing Center (FSHC) filed motions asking COAH to impose scarce resource restraints and temporary restraints on Haddonfield from granting any development approvals; and

WHEREAS, FSHC further asked COAH to direct Haddonfield to amend its substantive certification and/or to void the current substantive certification; and

WHEREAS, on November 22, 2004, a scarce resource restraint was issued by COAH, restraining Haddonfield from issuing any further development approvals; and

WHEREAS, the restraint exempts improvements made to single and two-family homes; and

WHEREAS, COAH required Haddonfield to submit an amended plan within 60 days identifying how the Borough intended to address new development and how to address the Borough's unmet need of 192; and

WHEREAS, on January 31, 2005, Haddonfield re-petitioned COAH with an amended Housing Element and Fair Share Plan; and

WHEREAS, one objection was received during the 45-day objection period from FSHC and mediation was conducted on April 22, 2005; and

WHEREAS, in response to issues raised during mediation, Haddonfield submitted an amended plan on July 6, 2005; and

WHEREAS, on September 6, 2005, a mediation report was issued recommending no contested issues of material fact exist; and

WHEREAS, on December 16, 2005, Haddonfield filed its 1987-2014 Housing Element and Fair Share Plan to address its cumulative affordable housing obligation; and

WHEREAS, the scarce resource restraint order remains in effect until Haddonfield receives third round substantive certification; and

WHEREAS, on October 12, 2005, COAH received a motion from Sprint Spectrum (Sprint), seeking relief from COAH's existing order that prohibits the Borough of Haddonfield (Haddonfield), Camden County from issuing any development approvals so that Sprint may proceed before the Board of Adjustment with an application to place antennas on the roof of an existing building; and

WHEREAS, Haddonfield Borough's zoning ordinance, requires Sprint to receive a use variance for the installation of the antennae; and

WHEREAS, Sprint, who is licensed to operate a wireless telephone network in Haddonfield is unable to obtain a use variance due to COAH's existing scarce resource restraint; and

WHEREAS, Sprint indicates that this application to enhance cell phone technology does not affect the development of affordable housing; and

WHEREAS, on December 14, 2005, COAH heard this motion on the papers, reviewed and considered the submissions of the parties.

NOW THEREFORE BE IT RESOLVED, COAH hereby memorializes the December 14, 2005 motion decision granting Sprint's request seeking relief from COAH's existing scarce resource restraint order in the Borough of Haddonfield, Camden County.

I hereby certify that this Resolution was duly adopted by the Council on Affordable Housing at its meeting on

January 19, 2006.



Renee Reiss
Council Secretary