

**RESOLUTION GRANTING A MINOR TECHNICAL AMENDMENT TO THIRD  
ROUND SUBSTANTIVE CERTIFICATION  
COAH Docket #09-2187**

**Hardyston Township, Sussex County**

WHEREAS, Hardyston Township, Sussex County (“Hardyston”), petitioned the Council on Affordable Housing (“COAH”) for substantive certification of a Housing Element and Fair Share Plan addressing its total 1987-2018 affordable housing obligation on December 19, 2008; and

WHEREAS, Hardyston’s petition was deemed complete on January 9, 2009; and

WHEREAS, pursuant to N.J.A.C. 5:96-6.2(a), COAH granted third round substantive certification to Hardyston Township by Resolution dated may 14, 2009; and

WHEREAS, Appellant Fair Share Housing Center (FSHC) and Respondent Hardyston have agreed upon a settlement of the appeal of the grant of third round substantive certification by COAH to Hardyston.

NOW THEREFORE BE RESOLVED that Hardyston’s third round substantive certification is hereby amended to include the following requirements as agreed to by Hardyston and FSHC:

1. Hardyston, as part of its Housing Element and Fair Share Plan, will use the market to affordable housing program and affordable housing assistance funds from the Housing Trust Fund to achieve fifty percent (50%) of family very low-income units required pursuant to N.J.S.A. 52:27D-329.1 as family very low-income units (projected to be 11 of 21 very low-income units) within COAH’s third round compliance period. The very low-income family units shall be deed restricted for at least 30 years in accordance with COAH’s regulations.

2. Hardyston shall phase the implementation of the family very low-income units such that a minimum of six and one half percent (6.5%) of the total number of low- and moderate-income units required at each plan evaluation by COAH for the remainder of the third round shall be very low income family units.

BE IT FURTHER RESOLVED that the remaining requirements of Hardyston's third round substantive certification as granted by COAH Resolution dated May 14, 2009 shall hereby remain in full force and effect.

I hereby certify that this resolution was duly adopted by the Council on Affordable Housing at its public meeting on March 10, 2010.

A handwritten signature in black ink that reads "Renee Reiss". The signature is written in a cursive, flowing style with a large initial "R".

Renee Reiss, Secretary  
Council on Affordable Housing