Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

http://www.bloomfieldtwpnj.com

Meeting: 02/06/12 07:00 PM

2012 RESOLUTION COAH

THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BLOOMFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY REFERRING AN AMENDMENT TO CHAPTER 112 (AFFORDABLE HOUSING) OF THE TOWNSHIP ORDINANCE TO THE TOWNSHIP PLANNING BOARD
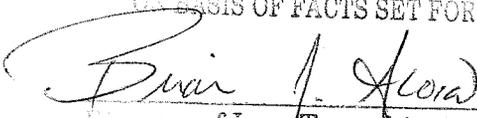
WHEREAS, the New Jersey Supreme Court and New Jersey Legislature have recognized in So. Burlington Co. NAACP v. Mount Laurel, 67 N.J. 151 (1975 ("Mount Laurel I"); So. Burlington Co. NAACP v. Mount Laurel, 92 N.J. 158 (1983) ("Mount Laurel II"); and the Fair Housing Act, N.J.S.A. 52:27D-301 et seq. ("FHA") that New Jersey municipalities have responsibilities concerning the need to provide affordable housing for low and moderate income households; and

WHEREAS, the Township of Bloomfield (the "Township") adopted an inclusionary zoning ordinance to facilitate the New Jersey Council on Affordable Housing revised round three growth share rules in connection with residential and nonresidential development (the "Ordinance"); and

WHEREAS, the Township has determined that it is necessary to amend the Ordinance to provide the Township with additional options and flexibility for the construction of affordable housing units; and **WHEREAS,** by way of this amendment, the Township will continue to ensure that as developers build residential and non-residential projects, they address affordable housing in a manner consistent with the statutory law, State regulations and policies described above, policies soundly rooted in New Jersey Supreme Court precedent, and the Township seeks to refer this amendment to the Planning Board for review and recommendation.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township

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of Bloomfield, New Jersey, as follows:

Section 1.   The above WHEREAS paragraphs are hereby incorporated herein by reference as though specifically set forth herein below.

Section 2.   The Township Mayor and Council hereby refer to the Planning board for review and recommendation an amendment to the Affordable Housing Ordinance which would provide the Township with additional options and flexibility for the construction of affordable housing units.
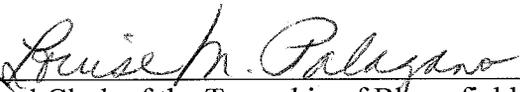
Section 3.   If any part(s) of this resolution shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this resolution.

Section 4.   All ordinances and resolutions or parts thereof inconsistent with the ordinance are hereby rescinded.
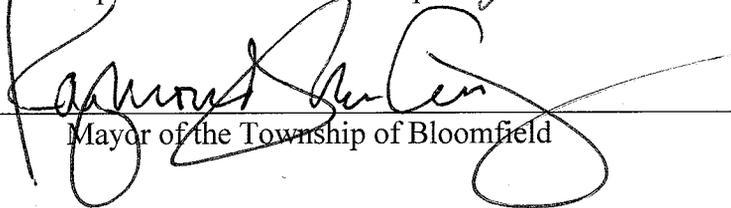
Section 5.   This resolution shall take effect in accordance with applicable law.

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I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on February 06, 2012.

_____
Municipal Clerk of the Township of Bloomfield

_____
Mayor of the Township of Bloomfield

✓ Vote Record - Resolution 1418					
☑ Adopted					
☐ Adopted as Amended		Yes/Aye	No/Nay	Abstain	Absent
☐ Defeated	Elias Chalet	☑	☐	☐	☐
☐ Withdrawn	Nicholas Joanow	☑	☐	☐	☐
☐ Tabled	Carlos Bernard	☑	☐	☐	☐
☐ Approved	Michael Venezia	☑	☐	☐	☐
☐ Approved by Consensus	Peggy O'Boyle Dunigan	☐	☐	☐	☑
☐ Not Discussed	Bernard Hamilton	☑	☐	☐	☐
☐ Tabled with No Vote	Raymond McCarthy	☑	☐	☐	☐
☐ Discussed					