



**RESOLUTION 20-223**

**Resolution of Mayor and Council of Princeton Endorsing the Housing Plan Element and Fair Share Plan –**  
[<https://drive.google.com/file/d/1ECwkEafpa7kmjDBpt3j1mtOUxEAbK5lt/view?usp=sharing>] and [[https://drive.google.com/file/d/1KoPaUB4O-z6lLAC8doDgp8dk7072kuH\\_/view?usp=sharing](https://drive.google.com/file/d/1KoPaUB4O-z6lLAC8doDgp8dk7072kuH_/view?usp=sharing)]

**WHEREAS**, COAH's rules were overturned in In The Matter of the Adoption of N.J.A.C. 5:96 and 5:97 By The Council On Affordable Housing; and

**WHEREAS**, as COAH failed to adopt new constitutionally compliant rules, the NJ Supreme Court entered an order of March 10, 2015 which transferred responsibility to review and approve housing elements and fair share plans from COAH to designated Mount Laurel trial judges within the Superior Court; and

**WHEREAS**, pursuant to its commitment towards voluntary compliance, the Municipality filed for Declaratory Judgment with the New Jersey Superior Court on July 8, 2015; and

**WHEREAS**, the Municipality executed a Settlement Agreement with Fair Share Housing Center (FSHC) on December 18, 2019 that identified the Municipality's affordable housing obligation and a preliminary indication of how the Municipality would satisfy the affordable housing obligation; and

**WHEREAS**, the Settlement Agreement was subject to a Fairness Hearing on February 7, 2020 during which the Court found that the Settlement Agreement was fair to the interests of low and moderate income households; and

**WHEREAS**, the Court's review and approval of the Settlement Agreement is reflected in an Order on Fairness and Preliminary Compliance Hearing signed by the Honorable Mary C. Jacobson, A.J.S.C. and filed on February 20, 2020; and

**WHEREAS**, upon notice duly provided pursuant to N.J.S.A. 40:55D-13, the Planning Board held a public hearing(s) on the Third Round Housing Plan Element and Fair Share Plan on July 9, 2020; and

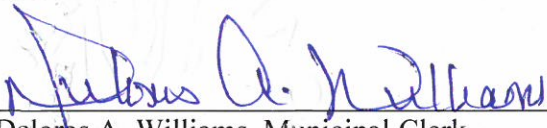
**WHEREAS**, COAH's Prior Round rules at N.J.A.C. 5:91-2.2(a) requires that the municipal governing body endorse a plan adopted by the municipal planning board; and

**NOW THEREFORE BE IT RESOLVED** that the Governing Body of the Municipality of Princeton, Mercer County, State of New Jersey, hereby endorses the Third Round Housing Plan Element and Fair Share Plan as adopted by the Municipality of Princeton Planning Board; and

**BE IT FURTHER RESOLVED** that the Governing Body of the Municipality of Princeton, pursuant to the provisions of N.J.S.A. 52:27D-301 et seq. and N.J.A.C. 5:96-3.2(a), submits this Housing Plan Element and Fair Share Plan to the Superior Court pursuant to the Municipality's Settlement Agreement with Fair Share Housing Center and the Township's Declaratory Judgment action requesting a Judgment of Compliance & Repose through July 8, 2025.

Councilperson	Absent	Present	1 <sup>st</sup>	2 <sup>nd</sup>	Yea	Nay	Abstain	Disqualified
Mr. Cohen		X			X			
Ms. Fraga		X	X		X			
Ms. Niedergang		X			X			
Ms. Pirone Lambros		X			X			
Ms. Sacks		X			X			
Mr. Williamson		X		X	X			
Mayor Lempert		X						

I, Delores A. Williams, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held July 13, 2020.

  
 \_\_\_\_\_  
 Delores A. Williams, Municipal Clerk

**ATTACHMENTS:**

- MFS\_20.07.09\_Draft Planning Board Adopting Resolution (PDF)