

**TOWNSHIP OF FRANKLIN
COUNTY OF HUNTERDON**

RESOLUTION 2016 - 37

**A RESOLUTION IN SUPPORT OF SENATE BILL S-2254 AND ASSEMBLY BILL
A-3821 WHICH AFFIRMS THE LEGISLATIVE INTENT
OF THE FAIR HOUSING ACT**

WHEREAS, the Township of Franklin supports the provision of affordable housing in a reasonable, rational and achievable way, consistent with economic realities and sound planning; and

WHEREAS, pursuant to the March 2015 New Jersey Supreme Court order which transferred oversight of the Fair Housing Act (FHA) to the courts, hundreds of municipalities filed declaratory judgment actions to voluntarily comply with their State imposed affordable housing requirements; and

WHEREAS, recently the Ocean County Superior Court included a distinct “gap period” analysis retroactively over an additional 16 year period, separate and apart from the normal 10 year present and prospective need; and

WHEREAS the Fair Housing Act (FHA) and existing case law, requires that “present and prospective fair share of the housing need in a given region ... shall be computed for a 10-year period.” [N.J.S.A. 52:27D-307(c)]; and

WHEREAS, the “gap issue” arises out of COAH’s inability to promulgate third round regulations from 1999 to the present or make any final determination as to state and regional housing need, as well as constant litigation by certain groups; and

WHEREAS, any retroactive “gap” obligations could have significant and unfunded impacts on municipalities, may double count households under both present and prospective need and will likely result in forcing municipalities and their property taxpayers to subsidize development; and

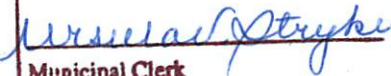
WHEREAS, Senate Bill S-2254 sponsored by Senators Greenstein and Bateman and Assembly Bill A-3821, sponsored by Assemblymen DeAngelo and Benson, re-affirm the legislative intent of the Fair Housing Act so as to preclude significant, unfair impacts and instead progress toward a more rational statewide housing policy, including reasonable and achievable obligations for municipalities, facilitate municipal compliance and the provision of affordable housing.

NOW, THEREFORE, BE IT RESOLVED, on this 23rd day of JUNE, 2016 by the Township of Franklin, County of Hunterdon, that:

1. The Township of Franklin strongly urges New Jersey Legislators to reaffirm the legislative intent of the Fair Housing Act (FHA) immediately and clarify that affordable housing need is the sum of present and prospective need for a ten year period.
2. The Township of Franklin supports Senate Bill S-2254 and Assembly Bill A-3821.
3. Copies of this resolution be distributed to the Governor and Lieutenant Governor, the President of the New Jersey Senate, the Speaker of the New Jersey General Assembly, the Legislative Sponsors, Senator Mike Doherty, Assemblyman John DiMaio and Assemblyman Erik Peterson, Senator Jeff Van Drew, Senator Ronald Rice, Assemblyman Jerry Green and Assemblywoman Mila Jasey and the New Jersey League of Municipalities.

Date Adopted: 6/23/16

I do hereby certify the above is a true and exact copy of a Resolution adopted by the Township Committee of the Township of Franklin.


Municipal Clerk

Distribution List

- 1) State Senator and General Assembly Representatives
- 2) The Hon. Chris Christie
Governor, State of New Jersey
State House, PO Box 001
Trenton, NJ 08625
- 3) The Hon. Kim Guadagno
Lieutenant Governor, State of New Jersey
State House, PO Box 001
Trenton, NJ 08625
- 4) The Hon. Steve Sweeney
President, NJ Senate
935 Kings Highway, Suite 400
West Deptford, NJ 08086
SenSweeney@njleg.org
- 5) The Hon. Vincent Prieto
Speaker, NJ General Assembly
1 Hamilton Plaza, Suite 205
Secaucus, NJ 07094
AsmPrieto@njleg.org
- 6) New Jersey State League of Municipalities
222 West State Street
Trenton, NJ 08608
league@njslom.org
- 7) Sponsors:

The Hon. Linda Greenstein Senator, District 14 124 S. River Road, Suite 105 Cranbury, NJ 08512 SenGreenstein@njleg.org	The Hon. Christopher "Kip" Bateman Senator, District 16 36 E. Main Street Somerville, NJ 08876 SenBateman@njleg.org
The Hon. Wayne DeAngelo Assemblyman, District 14 4621A Nottingham Way Hamilton, NJ 08690 AsmDeAngle@njleg.org	The Hon. Daniel Benson Assemblyman, District 16 3691A Nottingham Way Hamilton Sq., NJ 08690 AsmBenson@njleg.org
- 8) The Senate Community and Urban Affairs Committee
- 9) The Assembly Housing and Community Development Committee

SENATE COMMUNITY AND URBAN AFFAIRS COMMITTEE, 2016-2017

The Hon. Jeff Van Drew

Chair, Senate Community and Urban Affairs Committee
Senator, District 1
21 South Main St. Suite 104
Cape May Court House, NJ 08210
SenVanDrew@njleg.org

The Hon. Ronald L. Rice,

Vice Chair, Senate Community and Urban Affairs Committee
Senator, District 28
1044 South Orange Avenue
Newark, NJ 07106
Tel. (973) 371-5665
Fax (973) 371-6738
SenRice@njleg.org

The Hon, Jennifer Beck

Senator, District 11
32 Monmouth Street, 3rd Floor.
Red Bank, NJ 07701
Tel. (732) 933-1591
Fax (732) 933-1598
SenBeck@njleg.org

The Hon. Christopher J. Connors

Senator, District 9
620 West Lacey Road
Forked River, NJ 08731
Tel. (609) 693-6700
Fax (609) 693-2469
SenConnors@njleg.org

The Hon. Brian Stack

Senator, District 33
411 Palisades Avenue
Jersey City, NJ 07307
Tel (201) 721-5263
Fax (201) 721-5986
SenStack@njleg.org

**ASSEMBLY HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE,
2016-2017**

The Hon. Jerry Green,
Chair, Assembly Housing and Local Gov. Committee
Assemblyman, District 22
17 Watchung Avenue
Plainfield, NJ 07060
Tel. (908) 561-5757
Fax (908) 561-5547
AsmGreen@njleg.org

The Hon. Mila M. Jasey
Vice Chair, Assembly Housing and Local Gov. Committee
Assemblywoman, District 27
15 Village Plaza, Suite 1B,
South Orange, NJ 07079
Tel:(973)-762-1886
Fax: (973)-762-6118
AswJasey@njleg.org

The Hon. Robert D. Clifton
Assemblyman, District 12
935 Highway 34, Suite 3B
Matawan, NJ 07747
Tel. (732) 970-6386
Fax (732) 970-6389
AsmClifton@njleg.org

The Hon. Jamel C. Holley
Assemblyman, District 20
985 Stuyvesant Ave, Suite B
Union, NJ 07083
Tel. (908) 624-0880
Fax (908) 624-0587
AsmHolley@njleg.org

The Hon. Patricia Egan Jones
Assemblywoman, District 5
515 White Horse Pike
Audubon, NM 08106
Tel. (856)547-4800
Fax (856) 547-5496
AswJones@njleg.org

The Hon. Maria Rodriguez-Gregg
Assemblywoman, District 8
176 Route 70, Suite 13
Medford, NJ 08055
Tel. (609) 654--1498
Fax (609) 654—4791
AswRodriguezGregg@njleg.org