

RESOLUTION NO. 2021- 46

RESOLUTION ENDORSING THE AMENDED THIRD ROUND HOUSING PLAN ELEMENT AND FAIR SHARE PLAN, ADOPTING THE SPENDING PLAN, AND AUTHORIZING SUBMISSION TO THE SUPERIOR COURT, LAW DIVISION.

WHEREAS, On March 10, 2015, the Supreme Court transferred responsibility to review and approve housing elements and fair share plans from the Council on Affordable Housing (COAH) to designated Mount Laurel trial judges within the Superior Court; and

WHEREAS, on June 10, 2015, the City adopted a Third Round Housing Plan Element and Fair Share Plan; and

WHEREAS, the City submitted the adopted Third Round Housing Plan Element and Fair Share Plan to the Superior Court for review and approval; and

WHEREAS, on September 4, 2015, the Superior Court granted to the City a final Judgment of Repose for the Third Round, based on its review of the City's Third Round Housing Plan Element and Fair Share Plan; and

WHEREAS, the City has the opportunity and desires to take advantage of the opportunity, to create new creditable affordable housing units through a variety of different means; and

WHEREAS, the City wishes to support the development of these affordable units through the revision of its Spending Plan to allow for appropriate disbursements from its Affordable Housing Trust Fund; and

WHEREAS, the City of Vineland Planning Board adopted the amended Third Round Housing Plan Element and Fair Share Plan on November 12, 2020, in accordance N.J.S.A. 40:55D-28 and N.J.S.A. 52:27D-310; and

WHEREAS, the City of Vineland shall therefore seek Court review and approval of its amended Housing Element and Fair Share Plan and Spending Plan; and

WHEREAS, COAH's Prior Round rules at N.J.A.C. 5:91-2.2(a), still in effect, requires the City Council to endorse the Amended Third Round Housing Plan Element and Fair Share Plan adopted by the Planning Board and to take additional action to meet its constitutional obligation towards the provision of affordable housing; and

WHEREAS, the City Council has reviewed the Spending Plan and finds that it addresses the need for funding of these vital community housing projects and in accordance with statutory and regulatory requirements.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Vineland, County of Cumberland, State of New Jersey, hereby endorses the Amended Third Round Housing Plan Element and Fair Share Plan as adopted by the Planning Board on November 12, 2020; and

BE IT FURTHER RESOLVED that the City Council of the City of Vineland, County of Cumberland, State of New Jersey, hereby adopts and endorses the Spending Plan, which is part of said Amended Third Round Housing Plan Element and Fair Share Plan; and

CITY OF VINELAND, NJ

BE IT FURTHER RESOLVED that the City Council hereby authorizes the Mayor and Municipal Clerk to execute this resolution and directs the City Solicitor and Special COAH Counsel to file any and all necessary documents with Superior Court for the review and approval of the City of Vineland Amended Third Round Housing Element and Fair Share Plan, and specifically the Spending Plan that forms part of said document.

Adopted:

President of Council

ATTEST:

KEITH PETROSKY, RMC, MUNICIPAL CLERK