

RESOLUTION DESIGNATING REPRESENTATIVES TO NEGOTIATE ON ITS BEHALF IN CONNECTION WITH MEDIATION INVOLVING OBJECTIONS RECEIVED AGAINST ITS PETITION FOR SUBSTANTIVE CERTIFICATION WITH THE COUNCIL ON AFFORDABLE HOUSING

WHEREAS, the Township of Franklin, County of Somerset, State of New Jersey, has petitioned the Council on Affordable Housing (COAH) for substantive certification of its adopted Housing Element and Fair Share Plan; and

WHEREAS, N.J.A.C. 5:96-3.6 requires a 45-day period of public review of the petition and Housing Element and Fair Share Plan and all supporting documentation; and

WHEREAS, objection(s) to the Township of Franklin's Housing Element and Fair Share Plan were filed, consistent with N.J.A.C. 5:96-4.1(a); and

WHEREAS, N.J.A.C. 5:96-8.1 requires that COAH meet with representatives of the municipality and the objectors and attempt to mediate a resolution of the objections; and

WHEREAS, the Township of Franklin is further required by N.J.A.C. 5:96-8.2(d) 2 to adopt a resolution designating representatives to act on its behalf concerning such mediation.

NOW, THEREFORE BE IT RESOLVED that the following persons shall constitute the representatives of the Township of Franklin, County of Somerset, State of New Jersey, and are authorized to act on its behalf and to attend, as deemed necessary and prudent, the mediation sessions:

1. *Brian D. Levine, Mayor*
2. *Dr. Theodore Chase, Planning Board Chairman*
3. *Leslie G. London, Township Attorney*
4. *Mark Healey, Township Planner*

[NOTE: N.J.A.C. 5:96-8.2(c) states "A municipality shall have a mediation team comprised of two representatives in addition to a member of the municipal planning board and a member of the municipal governing body (who shall not be the same individual)."]

BE IT FURTHER RESOLVED that Township Council and Planning Board consent shall be obtained prior to the mediation team agreeing to any major changes to the affordable housing plan during the mediation process.

CERTIFICATION

I, Ann Marie McCarthy, Clerk of the Township of Franklin, in the County of Somerset, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Township Council at a regular meeting held on the day of August 2009.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Township this day of August 2009.

Ann Marie McCarthy
Township Clerk