

**CITY OF BRIGANTINE
COUNTY OF ATLANTIC**

RESOLUTION 2025-153

**RESOLUTION ENDORSING THE FOURTH ROUND
HOUSING ELEMENT AND FAIR SHARE PLAN**

WHEREAS, on March 20, 2024, Governor Murphy signed into law P.L. 2024, c.2, which amended the 1985 New Jersey Fair Housing Act (hereinafter the “Amended FHA”); and

WHEREAS, pursuant to the Amended FHA and the Administrative Office of the Court’s Directive No. 14-24, the City of Brigantine (“City”) Council adopted Resolution 2025-034, accepting the DCA-calculated Present Need and Prospective Need, on January 15, 2025, establishing its Fourth Round Present Need of thirteen (13) units and Prospective Need of nineteen (19) units; and

WHEREAS, the City filed a timely Fourth Round Declaratory Judgment action (“DJ Action”) with the Affordable Housing Dispute Resolution Program (“Program”), along with its binding resolution, on January 16, 2025; and

WHEREAS, the filing of the DJ Action gave the City automatic, continued immunity from all exclusionary zoning lawsuits, including builder’s remedy lawsuits, which is still in full force and effect; and

WHEREAS, the City did not receive any objections to its Present and Prospective Need numbers by February 28, 2025, resulting in the statutory automatic acceptance of the City’s Fourth Round obligations on March 1, 2025; and

WHEREAS, on March 27, 2025, the court prepared an order fixing the City’s obligation and authorized the City to proceed with preparing and adopting its Housing Element and Fair Share Plan for the Fourth Round; and

WHEREAS, pursuant to the Amended FHA and Directive #14-24, the municipality must adopt a housing element and fair share plan as provided for by the “Fair Housing Act,” P.L. 1985, c. 222 by June 30, 2025; and

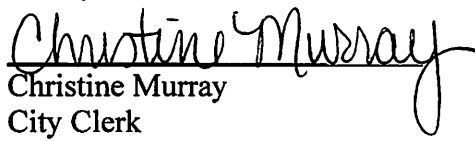
WHEREAS, Tiffany A. Morrissey, the Township’s Affordable Housing Planner (“Planner”) has prepared a Fourth Round Housing Element and Fair Share Plan (“Fourth Round HEFSP”) that addresses the City’s Fourth Round affordable housing obligation; and

WHEREAS, the City of Brigantine Planning Board, at a duly noticed meeting held on June 25, 2025, reviewed the Fourth Round HEFSP and determined that it was consistent with the Master Plan and that implementation of the Fourth Round HEFSP is in the public interest and would promote the general welfare and, by Resolution No.2025-153, dated June 25, 2025, adopted the Fourth Round HEFSP.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Brigantine, County of Atlantic, State of New Jersey, on this 25th day of June 2025, that:

1. The City Council hereby endorses the Fourth Round HEFSP as adopted by the Land Use Board as an amendment to the City's Master Plan and agrees to implement the Fourth Round HEFSP by adopting applicable ordinances.
2. The Mayor, City Administrator and City Clerk, together with all other officers, professionals and employees of the City are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Resolution.
3. This Resolution shall take effect immediately.

Attest: June 25, 2025


Christine Murray
City Clerk

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Recorded Vote:	MOTIONS	AYE	NAY	ABSTAIN	ABSENT
Sera		✓			
Riordan					✓
Kane					✓
Bew	*	✓			
Lettieri	**	✓			
Haney		✓			
Virgilio		✓			