

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 06/26/2025

RESOLUTION# 25-174

Council	Motion	Second	Yes	No	Abstain	Absent
Yaccarino			✓			
O'Toole			✓			
Homan		✓	✓			
Lovisolo	✓		✓			
Daloisio			✓			
O'Connell						✓
Mayor Wilczynski	-----	-----				

☒ Carried
☐ Defeated
☐ Tabled
☐ Approved on
 Consent Agenda

**RESOLUTION OF THE MAYOR & COUNCIL OF THE BOROUGH OF
ALLENDALE ENDORSING THE HOUSING ELEMENT AND FAIR
SHARE PLAN ADOPTED BY THE ALLENDALE LAND USE BOARD**

WHEREAS, on March 20, 2024, Governor Murphy signed into law P.L. 2024, c.2, which amended the 1985 New Jersey Fair Housing Act; and

WHEREAS, for ease in reference, this resolution shall refer to the Fair Housing Act as amended as "FHA II"; and

WHEREAS, FHA II established a procedure by which municipalities can secure approval of a Housing Element and Fair Share Plan ("HEFSP") and secure immunity in the process; and

WHEREAS, that procedure contemplated that municipalities would adopt a resolution by January 31, 2025 committing to a fair share number and filing a declaratory relief action within 48 hours from adoption of the resolution and then filing a HEFSP by June 30, 2025 and filing that plan within 48 hours with the Affordable Housing Dispute Resolution Program (the "Program"); and

WHEREAS, by taking these actions, a municipality could secure and maintain immunity from all exclusionary zoning suits inclusive of builder's remedy suits; and

WHEREAS, in accordance with this statutory procedure, the Borough adopted a binding resolution on January 23, 2025 and filed a declaratory relief action within 48 hours from adoption of the resolution; and

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WHEREAS, the Borough's affordable housing planning consultant, Edward Snieckus P.P., A.I.C.P, LLA of Burgis Associates, Inc has prepared a HEFSP to address the Borough's affordable housing obligations under FHA II; and

WHEREAS, the Allendale Borough Land Use Board adopted a HEFSP prepared by Mr. Snieckus on June 16, 2025, which is incorporated by reference; and

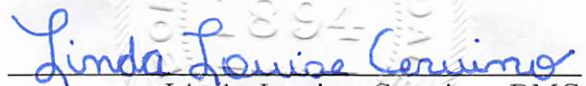
WHEREAS, in accordance with the procedure established by FHA II, the Borough's affordable housing counsel filed the duly adopted HEFSP with the Program created by FHA II within 48 hours from adoption; and

WHEREAS, the Borough Mayor & Council now wishes to endorse the Housing Element and Fair Share Plan adopted by the Allendale Land Use Board and seek approval of the HEFSP by the Program and Court.

NOW, THEREFORE, BE IT RESOLVED by the Mayor & Council of the Borough of Allendale, County of Bergen, State of New Jersey, as follows:

1. The Borough Mayor & Council hereby endorses the Fourth Round HEFSP previously adopted by the Allendale Land Use Board and attached hereto.
2. The Borough Mayor & Council hereby directs the Borough's Affordable Housing Counsel to (a) file this resolution with the Program, along with any additional documents the professionals deem necessary or desirable; and (b) seek a Compliance Certification from the Program or Vicinage area judge as may be appropriate formally approving the Plan.
3. The Borough reserves the right to further amend the HEFSP attached hereto, should that be necessary.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on June 26, 2025.


Linda Louise Cervino, RMC
Municipal Clerk

