

## BOROUGH OF CRESSKILL

RESOLUTIONA RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF CRESSKILL  
ENDORING AN AMENDMENT TO THE HOUSING ELEMENT AND FAIR SHARE PLAN  
ADOPTED BY THE PLANNING BOARD ON MARCH 3, 2026

WHEREAS, on January 17, 2025, the Borough of Cresskill (“Borough” or “Cresskill”) filed a Declaratory Judgment Action pursuant to the New Jersey Fair Housing Act, N.J.S.A. 52:27D-301 et seq.as amended (“FHA II”); and

WHEREAS, on May 16, 2025, the Superior Court entered an Order setting the Borough’s Fourth Round Present Need obligation at 0 and its Round 4 Prospective Need obligation at 155 and directing the Borough to file its Housing Element and Fair Share Plan (“HEFSP”) no later than June 30, 2025; and

WHEREAS, on May 13, 2025, the Borough filed a HEFSP duly adopted by the Planning Board and sought approval of same; and

WHEREAS, before June 30, 2025, the Borough endorsed the HEFSP previously adopted by the Planning Board; and

WHEREAS, prior to August 31, 2025, Fair Share Housing Center (“FSHC”) wrote a letter challenging the Borough’s plan pursuant to N.J.S.A. 52:27D-304.1(f)(2)(b); and

WHEREAS, the Borough and FSHC participated in mediation sessions before the Program, an entity created by FHA II, and negotiated a Mediation Agreement, dated December 13, 2025 resolving all issues raised by FSHC’s challenge; and

WHEREAS, to implement the Mediation Agreement, certain changes need to be made to the Borough’s HEFSP; and

WHEREAS, accordingly, the Borough’s professionals have prepared an amendment to the HEFSP the Borough endorsed and filed with the Program in June of 2025; and

WHEREAS, that Amendment is attached hereto as Exhibit A; and

WHEREAS, on March 3, 2026, the Cresskill Borough Planning Board adopted the Amendment; and

WHEREAS, after considering the comments of the public, the Borough of Cresskill finds the Amendment to be in the best interest of the Borough;

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

1. The Borough of Cresskill hereby endorses the Amendment to the Housing Element and Fair Share Plan adopted by the Planning Board on March 3, 2026.
2. The Borough hereby authorizes the Borough's professionals to make any non-substantive or *de minimis* revisions or clarifications as may be reasonably required to effectuate the intent of this Resolution and to facilitate review and approval of the Housing Element and Fair Share Plan as amended.
3. The Borough's professionals are hereby authorized to file such supplementary material as they deem appropriate to secure approval of the HEFSP as amended.
4. This Resolution shall take effect immediately upon adoption.

March 4, 2026

Certified copy  
adopted by the  
Mayor & Council  
Borough of Cresskill  
on 3.4.26  
Borough Clerk

