

**BOROUGH OF ROCKLEIGH  
COUNTY OF BERGEN  
STATE OF NEW JERSEY**

**RESOLUTION NO. 2025-52**

**RESOLUTION ENDORSING THE 2025 HOUSING ELEMENT  
AND FAIR SHARE PLAN**

**WHEREAS**, the Borough of Rockleigh, County of Bergen, State of New Jersey, (hereinafter, “Rockleigh”) has a demonstrated history of voluntary compliance with its constitutional affordable housing obligations; and

**WHEREAS**, on March 20, 2024, Governor Phil Murphy signed into law P.L. 2024, c.2, an Amendment to the 1985 Fair Housing Act (hereinafter “Amended FHA” or “Act”); and

**WHEREAS**, among other things, the Act abolished the Council on Affordable Housing (hereinafter, “COAH”), and replaced it with seven retired, on recall judges designated as the Program and authorized the Director of the Administrative Office of the Courts, (hereinafter, respectively, “Director” and “AOC”) to create a framework to process applications for affordable housing compliance certification; and

**WHEREAS**, pursuant to the Act and to Directive #14-24 issued by the Director on December 13, 2024, a municipality desiring to participate in the Program was obligated to take the following actions by January 31, 2025: (1) adopt a “binding resolution” determining its present and prospective need affordable housing obligations and (2) to file an action in the form of a declaratory judgment complaint in the County in which the municipality is located within 48 hours after the municipality’s adoption of a binding resolution; and

**WHEREAS**, Rockleigh adopted a binding resolution on its present and prospective need affordable housing obligations and filed the required declaratory judgment action in a timely manner; and

**WHEREAS**, the Act also requires that a Housing Element and Fair Share Plan (hereinafter, “HEFSP”) be prepared and adopted by the Rockleigh Planning Board (hereinafter, “Planning Board”), and endorsed by the Rockleigh Governing Body (hereinafter, “Governing Body”), by June 30, 2025; and

**WHEREAS**, the Planning Board adopted the HEFSP entitled “Housing Element and Fair Share Plan, Borough of Rockleigh, Bergen County, New Jersey” prepared by Gregory Polyniak, PE, PP, CME, CPWM New Jersey Professional Planner License No. 33L100588300 and Lyndsay Knight, PP, AICP New Jersey Professional Planner License No. 33L100640100, dated June 12, 2025 (“2025 HEFSP”), as an amendment to Rockleigh’s Master Plan on June 23, 2025; and

**WHEREAS**, the Governing Body desires to endorse 2025 HEFSP adopted by the Planning Board on June 23, 2025.

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

1. The Governing Body does hereby endorse the 2025 HEFSP adopted by the Planning Board on June 23, 2025.

2. The Governing Body notes that five (5) accessory apartment units for family housing was part of the Borough’s settlement with Fair Share Housing Center and part of the Third-Round obligation. This component of the Third-Round obligation remains unfulfilled. The Governing Body authorizes a contribution from existing development fees referenced in the Borough’s Spending Plan to encourage the development of these units. In connection therewith,

the Governing Body will authorize a contribution of \$100,000.00 for a low income unit and \$75,000.00 for each moderate income accessory apartment unit.

3. The Governing Body does hereby authorize the filing of this Resolution endorsing the 2025 HEFSP adopted by the Planning Board on eCourts for review by the Program.

4. The Mayor and Clerk, together with other appropriate officers and employees of Rockleigh, are hereby authorized to take all steps necessary to effectuate the purposes of this Resolution.

5. This Resolution shall take effect immediately.

### CERTIFICATION

I, Marcella Giampiccolo, Municipal Clerk of the Borough of Rockleigh, hereby certify the foregoing to be a true copy of a Resolution adopted by the Governing Body of the Borough of Rockleigh at a duly convened meeting held on June 24, 2025.

  
 Marcella Giampiccolo, Municipal Clerk

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Cumiskey			✓			
Mender					✓	
Hansen					✓	
Bresnak			✓			
Antine		✓	✓			
Altman	✓		✓			