

**BOROUGH OF UPPER SADDLE RIVER****RESOLUTION #107-25****June 12, 2025****RESOLUTION ENDORSING THE 2025 HOUSING ELEMENT  
AND FAIR SHARE PLAN**

**WHEREAS**, the Borough of Upper Saddle River, County of Bergen, State of New Jersey, (hereinafter, "Upper Saddle River") 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**, Upper Saddle River 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 Upper Saddle River Planning Board (hereinafter, "Planning Board"), and endorsed by the Upper Saddle River 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 Upper Saddle River, Bergen County, New Jersey” prepared by Burgis Associates, Inc., dated May 30, 2025 (“2025 HEFSP”), as an amendment to Upper Saddle River’s Master Plan on May 30, 2025; and

**WHEREAS**, the Governing Body desires to endorse 2025 HEFSP adopted by the Planning Board on June 11, 2025; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Upper Saddle River, 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 11, 2025.
2. 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.
3. The Mayor and Clerk, together with other appropriate officers and employees of Upper Saddle River, are hereby authorized to take all steps necessary to effectuate the purposes of this Resolution.
4. This Resolution shall take effect immediately.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Ditkoff	X					
Drennan		X				
Florio			X			
Friedlander			X			
Lyons					X	
Masi			X			

I hereby certify that the above resolution was adopted by the Mayor and Council on June 12, 2025.

Joy C. Convertini, R.M.C., Borough Clerk