

RESOLUTION NO. 2025.14

A RESOLUTION OF THE SOUTHAMPTON TOWNSHIP LAND DEVELOPMENT BOARD, IN THE COUNTY OF BURLINGTON, PURSUANT TO P.L. 2024, c.2 APPROVING AND ADOPTING A HOUSING ELEMENT AND FAIR SHARE PLAN TO SATISFY THE TOWNSHIP'S FOURTH ROUND AFFORDABLE HOUSING OBLIGATION

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

WHEREAS, the Township of Southampton ("Township") adopted a "binding resolution", as required by the Amended FHA, accepting the DCA-calculated Present Need and Prospective Need, on January 21, 2025, establishing its Fourth Round Present Need of thirty-three (33) units and Prospective Need of forty-four (44) units; and

WHEREAS, in accordance with the Amended FHA and the Administrative Office of the Court's Directive No. 14-24 (Directive #14-24), the Township filed a Fourth Round Declaratory Judgment complaint ("DJ Complaint") with the Affordable Housing Dispute Resolution Program ("Program") on January 22, 2025, along with its binding resolution; and

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

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

WHEREAS, on April 8, 2025, the court prepared an order fixing the Township's obligation at thirty-three (33) units for Present Need and forty-four (44) units for Prospective Need

and authorizing the Township to proceed with preparing and adopting its Housing Element and Fair Share Plan for the Fourth Round (“Court Order”); and

WHEREAS, in accordance with the Amended FHA, Directive #14-24 and the Court Order, Rakesh R. Darji, PE, PP, CME, CFM and Pat VanBernum, AICP of Environmental Resolutions, Inc., the Township’s Affordable Housing Planner (“Planner”) drafted a Fourth Round Housing Element and Fair Share Plan (“Fourth Round HEFSP”); and

WHEREAS, pursuant to N.J.S.A. 40:55D-28, the Southampton Township Land Development Board (“STLDB”) may prepare and adopt or amend a master plan or component parts thereof, after a public hearing, to guide the use of lands within the municipality in a manner which protects health and safety and promotes the general welfare; and

WHEREAS, upon notice in accordance with N.J.S.A. 40:55D-13, the STLDB held a public hearing on June 26, 2025, on the adoption of the Fourth Round HEFSP as required by the Municipal Land Use Law. Said hearing was attended by the Planner, who was duly sworn, and provided testimony regarding the Fourth Round HEFSP; and

WHEREAS, the hearing was opened to the public, and whereas members of the public attended the hearing; and

WHEREAS, the STLDB determined that the Fourth Round HEFSP is consistent with the goals and objectives of the Township’s current Master Plan, and that adoption and implementation of the Fourth Round HEFSP is in the public interest and protects public health and safety and promotes the general welfare.

NOW, THEREFORE, BE IT RESOLVED by the Southampton Township Land Development Board, County of Burlington, State of New Jersey, that the STLDB hereby adopts the Fourth Round HEFSP, attached hereto as Exhibit A.

BE IT FURTHER RESOLVED that the Southampton Township Land Development Board adopts this resolution to memorialize the action taken by the STLDB following the close of the public hearing on June 26, 2025.

BE IT FURTHER RESOLVED that the Secretary is hereby authorized and directed to transmit a copy of the adopted Fourth Round HEFSP and a certified copy of this Resolution to the governing body together with this STLDB's request that the governing body endorse the adopted Fourth Round HEFSP.

ROLL CALL VOTE ON MOTION TO ADOPT THE HOUSING ELEMENT AND FAIR SHARE PLAN AFTER FINDING THAT IT IS CONSISTENT WITH THE MASTER PLAN.

(June 26, 2025)

Moved By: Mr. Keebler

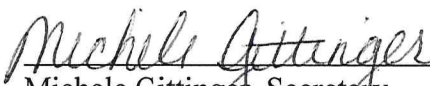
Seconded By: Mr. Mattio

Those in Favor: Ms. Conover, Mr. Heston, Mr. Keebler, Chairman Magazzo, Mr. Raftery, Mr. Mattio & Mr. Dehoff

Those Opposed:

Those Absent or Recused: Mr. Coyle, Mr. Hagerthey, Mr. Kavanagh, Mr. Murphy & Mr. Kennedy

I hereby certify this to be a true and accurate copy of the resolution adopted by the Southampton Township Land Development Board, Burlington County, New Jersey at a public meeting held on June 26, 2025.



Michele Gittinger, Secretary
Southampton Township Land Development Board