

Resolution

Resolution No. 25-164

By: Councilman Wolsky

RESOLUTION OF THE TOWNSHIP OF WEST CALDWELL ENDORSING THE HOUSING ELEMENT AND FAIR SHARE PLAN ADOPTED BY THE WEST CALDWELL PLANNING BOARD

For the Meeting of June 24 in the Year of 2025

A RESOLUTION OF THE COUNCIL OF THE TOWNSHIP OF WEST CALDWELL, ESSEX COUNTY, NEW JERSEY

WHEREAS, on March 20, 2024, Governor Murphy signed P.L. 2024, c.2 into law, 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 while developing and seeking approval of a Plan; 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 with the Affordable Housing Dispute Resolution Program (the "Program") within 48 hours of adoption of the Plan; and

WHEREAS, the Township asked its affordable housing planning consultant, Darlene Green, PP/AICP to prepare an HEFSP to address the Township's affordable housing obligations under FHA II; and

WHEREAS, Ms. Green prepared an HEFSP, and the West Caldwell Planning Board adopted the HEFSP which is attached hereto as Exhibit A; and

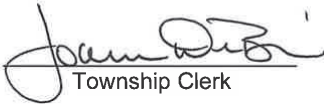
WHEREAS, in accordance with the procedure established by FHA II, the Township's Affordable Housing Counsel filed the duly adopted HEFSP with the Program within 48 hours from adoption; and

WHEREAS, the Township now wishes to endorse the HEFSP adopted by the West Caldwell Planning Board and seek approval of the HEFSP by the Program and Court.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of West Caldwell, County of Essex, State of New Jersey, as follows:

1. The Township Council hereby endorses the HEFSP previously adopted by the West Caldwell Planning Board and attached hereto.
2. The Township Council hereby directs the Township'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 Township reserves the right to further amend the HEFSP attached hereto, should that be necessary.

It is hereby certified that at a regular meeting of the Mayor and Council of the Township of West Caldwell, New Jersey being held on June 24, 2025, the foregoing Resolution was duly adopted.


Township Clerk

The foregoing Resolution, having been duly presented to me on June 25, 2025, I hereby **approve** the same.


Mayor



MEMBERS OF THE GOVERNING BODY	RECORDED VOTE			
	YES	NO	ABSTAIN	ABSENT
STEPHEN WOLSKY	X			
JOSEPH CECERE	X			
MICHAEL DOCTEROFF	X			
KATHY L. CANALE	X			
MICHAEL CRUDELE	X			
ROBERT SCHOTT	X			
MAYOR TEMPESTA (IF TIE)				