

**TOWN OF CLINTON  
HUNTERDON COUNTY**

**RESOLUTION #108-25**

**RESOLUTION ENDORSING THE HOUSING ELEMENT AND FAIR SHARE PLAN  
ADOPTED BY THE PLANNING BOARD**

**WHEREAS**, on March 20, 2024, Governor Murphy signed P.L.2024, c.2. into law, establishing a new framework for determining and enforcing municipalities' affordable housing obligations under the New Jersey Supreme Court's Mount Laurel doctrine and the New Jersey Fair Housing Act (the "FHA") (N.J.S.A. 52:27D-301 *et al.*); and

**WHEREAS**, pursuant to N.J.S.A. 52:27D-304.1(f)(1)(b), each municipality must adopt a binding resolution no later than January 31, 2025 determining its present and prospective fair share obligation for the Fourth Round; and

**WHEREAS**, pursuant to Administrative Directive #14-24 issued by the Administrative Office of the Courts on December 13, 2024, "[a] municipality seeking a certification of compliance with the [Fair Housing Act] shall file an action in the form of a declaratory judgment complaint and Civil Case Information Statement (Civil CIS) in the county in which the municipality is located" within 48 hours of adopting the municipal resolution of fair share obligations; and

**WHEREAS**, the Town of Clinton (the "Town") adopted a binding resolution on January 22, 2025 identifying its present and prospective fair share obligation for the Fourth Round; and

**WHEREAS**, the Town filed a Declaratory Judgement on January 23, 2025, captioned *IMO Town of Clinton*, Docket No. HNT-L-48-25, identifying its present and prospective fair share obligation for the Fourth Round and committing to adopting and submitting a fourth round housing element and fair share plan as required by the FHA; and

**WHEREAS**, the New Jersey Builder's Association ("NJBA") filed a challenge to the Declaratory Judgment Action; and

**WHEREAS**, the Affordable Housing Dispute Resolution Program held a settlement conference on March 31, 2025 presided over by the Honorable Thomas C. Miller, A.J.S.C. (ret.); and

**WHEREAS**, Christine Cofone, P.P. served as the Special Adjudicator at the Settlement Conference; and

**WHEREAS**, NJBA and the Town reached a settlement agreement during the Settlement Conference, which was placed on the record and endorsed by Judge Miller and Special Adjudicator Cofone setting the Town's Fourth Round Affordable Housing Obligations as follows:

Present Need: 3

Prospective Need: 49

**WHEREAS**, the Court entered an Order on April 8, 2025 approving such settlement and authorizing the Town to proceed with preparation and adoption of a fourth round housing plan by June 30, 2025;

**WHEREAS**, upon notice duly provided pursuant to N.J.S.A. 40:44D-13, the Land Use Board held a public hearing on the Fourth Round Housing Element and Fair Share Plan (the "HEFSP") on June 3, 2025 and adopted the HEFSP on the same day; and

**WHEREAS**, a true copy of the HEFSP and the resolution of the Land Use Board adopting the HEFSP is attached hereto as Exhibit A; and

**WHEREAS**, the Town of Clinton Council wishes to endorse the HEFSP and seeks approval of the HEFSP from the Court.

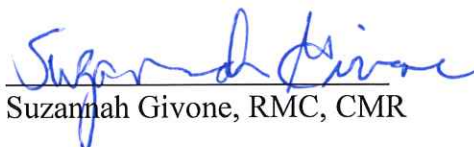
**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Town of Clinton, Hunterdon County, New Jersey, as follows:

1. That it hereby endorses the Housing Element and Fair Share Plan, as adopted by the Town of Clinton Land Use Board on June 3, 2025 via the resolution, attached hereto as part of Exhibit A.
2. That it authorizes and directs its professionals to file with the Court (i) the Housing Element and Fair Share Plan, (ii) the resolution of the Land Use Board adopting and the Town Council endorsing the Housing Element and Fair Share Plan, and (iii) any additional documents the professionals deem necessary or desirable.
3. That it reserves the right to amend the Housing Element and Fair Share Plan, should that be necessary.
4. This Resolution shall take effect immediately.

  
Janice Kovach, Mayor

Adopted: June 11, 2025

ATTEST:

  
Suzannah Givone, RMC, CMR