

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 126-25

RESOLUTION OF THE BOROUGH OF MOUNTAIN LAKES ENDORSING THE HOUSING ELEMENT AND FAIR SHARE PLAN FOR 2025 THROUGH 2035 AS ADOPTED BY THE MOUNTAIN LAKES PLANNING BOARD

WHEREAS, the New Jersey Supreme Court, through its rulings in Southern Burlington County NAACP v. Mount Laurel, 67 13 N.J. 151 (1975) and Southern Burlington County NAACP 14 v. Mount Laurel, 92 N.J. 158 (1983), determined that every municipality in New Jersey has a constitutional obligation to provide through its land use regulations a realistic opportunity for its fair share of its region's present and prospective needs for housing for low- and moderate-income families; and

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 (N.J.S.A. 52:27D-301 et al.); and

WHEREAS, N.J.S.A. 52:27D-304.1(f)(2)(a), participating municipalities must adopt a housing element and fair share plan on or before June 30, 2025; and

WHEREAS, on May 29, 2025, the Borough of Mountain Lakes Planning Board adopted the "Housing Element and Fair Share Plan for 2025-2035, Borough of Mountain Lakes, NJ", dated May 2025, prepared by Elizabeth Leheny, P.P., A.I.C.P., of Phillips Preiss Grygiel Leheny Hughes LLC said adoption having occurred after hearing as duly noticed pursuant to N.J.S.A. 40:55D-13 (a copy of the Resolution and Fourth Round Housing Element & Fair Share Plan are appended hereto as Schedule A); and

WHEREAS, pursuant to Administrative Directive No. 14-12 of the Superior Court, the Housing Element and Fair Share Plan must not only be adopted by the Planning Board but also adopted by the governing body of the Borough; and

WHEREAS, the Borough Council of the Borough of Mountain Lakes has reviewed the action of the Mountain Lakes Borough Planning Board and the Fourth Round Housing Element & Fair Share Plan as prepared and finds that the plan is consistent with the goals and objectives of the Borough of Mountain Lakes's Master Plan and that the adoption and implementation of the Housing Element and Fair Share Plan are in the public interest and protect the public health, safety and promote the general welfare.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, as follows:

1. That it hereby endorses and adopts the Fourth Round Housing Element & Fair Share Plan as appended hereto as Schedule A and as adopted by the Borough of Mountain Lakes Planning Board.
2. A notice of this endorsement and a copy of this Resolution, the adopted Housing Element and Fair Share Plan and all supporting documentation shall be made available for public inspection at the Borough of Mountain Lakes Municipal Clerk's Office during the normal business hours.
3. The Borough Council hereby authorizes and directs its professionals to file with the Court the Housing Element & Fair Share Plan, accompanying Resolutions and any and all documents that are deemed necessary and required pursuant to P.L. 2024, c. 2 and such other law.

4. This Resolution shall take effect immediately.

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CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on June 23, 2025.

Cara Fox
Cara Fox, Borough Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Cannon			X			
Howley	X		X			
Menard			X			
Sheikh			X			
Tsai			X			
Muilenburg		X	X			
Barnett			X			