

**MANSFIELD TOWNSHIP PLANNING BOARD
BURLINGTON COUNTY**

RESOLUTION 2021-9-18

REVIEWING MANSFIELD TOWNSHIP ORDINANCE 2021-21 AMENDING ORDINANCE 2021-12 THE “MANSFIELD TOWNSHIP AFFORDABLE HOUSING ORDINANCE” TO ADOPT TWO NEW SUBECTIONS AS REQUIRED BY THE SEPTEMBER 15, 2021 FINAL ORDER OF COMPLIANCE AND JUDGMENT OF REPOSE ENTERED BY THE SUPERIOR COURT OF NEW JERSEY AND RECOMMENDING ADOPTION BY THE MANSFIELD TOWNSHIP COMMITTEE AS CONSISTENT WITH THE TOWNSHIP MASTER PLAN.

WHEREAS, as part of Mansfield Township's affordable housing compliance, on July 21, 2021, the Township adopted Ordinance 2021-12, the “Mansfield Township Affordable Housing Ordinance”; and

WHEREAS, on September 8, 2021, Judge Jeanne T. Covert, the Assignment Judge of the Burlington County Superior Court, conducted a final Compliance Hearing to consider Mansfield Township's compliance with its constitutional affordable housing obligation; and

WHEREAS, as part of the final compliance hearing conducted by Judge Covert, the Court Special Master, David J. Banich, PP/AICP, issued a third and final Compliance Report, dated September 7, 2021; and

WHEREAS, as part of said report, the Special Master recommended that the Township amend the Township’s “Affordable Housing Ordinance” 2021-12 to include two subchapters further detailing the Township's “Market to Affordable” program and its “Supportive and Special Needs Housing” program; and

WHEREAS, after hearing the Special Master’s testimony and accepting the Special Master Compliance Report, the Court entered the Final Order of Compliance and Judgment of Repose, dated September 15, 2021 ordering, *inter alia*, the Township to adopt to the amendments to the Affordable Housing Ordinance as required by the Court and Court Master; and

WHEREAS, the Mansfield Township Committee has introduced Ordinance 2021-21, a copy attached hereto as Exhibit A, to adopt the required amendments to the Township Affordable Housing Ordinance, and has referred said Ordinance 2021-12 to the Planning Board as required by the New Jersey Municipal Land Use Law, pursuant to N.J.S. 40:55D-64, and

WHEREAS, by adoption of Planning Board Resolution 2021-7-13, the Planning Board previously reviewed Ordinance 2021-12, the Township Affordable Housing Ordinance, and determined that it was consistent with the Mansfield Township Master Plan, and recommended its adoption by the governing body; and

WHEREAS, the Planning Board finds that adding the two subsections further detailing the Township's "Market to Affordable" program and its "Supportive and Special Needs Housing" program does not materially impact its prior determination that the Mansfield Affordable Housing Ordinance 2021-12 is consistent with the Mansfield Master Plan.

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the Township of Mansfield, County of Burlington and State of New Jersey, sitting as a Joint Land Use Board pursuant to N.J.S. 40:55D-25.c(1), that, given the background, rationale and provisions of Mansfield Township Ordinance 2021-21, amending Ordinance 2021-12, the "Mansfield Township Affordable Housing Ordinance" to add the two subsections further detailing the Township's "Market to Affordable" program and its "Supportive and Special Needs Housing" program, as required by the September 15, 2021 Superior Court of New Jersey Final Order of Compliance and Judgment of Repose and the Township's constitutional obligation to provide for its regional share of affordable housing, the Mansfield Township Planning Board does hereby report to the governing body that Ordinance 2021-21, a copy of which is attached hereto as Exhibit A, is substantially consistent with the Mansfield Master Plan, and recommends its adoption by the Mansfield Township Committee.

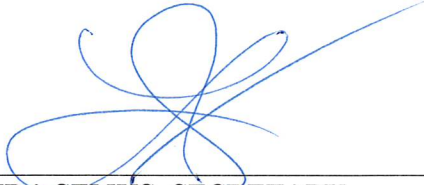
ROLL CALL VOTE

Those in Favor: 9
Those Opposed: 0
Not Eligible to Vote: 0

CERTIFICATION

I hereby certify that this foregoing Resolution is a true memorializing resolution, as adopted by the Planning Board of the Township of Mansfield in accordance with its decision at its regular meeting on September 27, 2021.

**THE LAND USE BOARD OF THE
TOWNSHIP OF MANSFIELD**

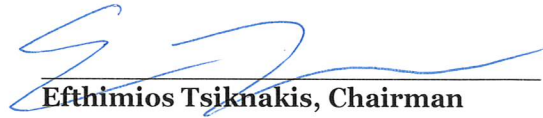


LINDA SEMUS, SECRETARY

Dated: 9/28/2021

Date of Approval: 9/27/2021

Date of Memorialization: 9/27/2021



Efthimios Tsiknakis, Chairman