

**TOWNSHIP OF MANSFIELD
BURLINGTON COUNTY**

RESOLUTION 2019-10-20

**A RESOLUTION AUTHORIZING EXECUTION OF SETTLEMENT AGREEMENT
WITH TOWER GATE ASSOCIATES**

WHEREAS, Tower Gate Associates, a developer which is the owner of certain property located at the intersection of US Route 130 and Kinkora Road, known as Block 70, Lot 6.02 on the tax maps of the Township of Mansfield, and which property comprises approximately 118.53 acres ; and

WHEREAS, Tower Gate filed suit in the Superior Court of New Jersey Burlington County, Law Division, in an action and entitled “Tower Gate Associates vs. Township of Mansfield, et al.”, Docket Number L-1739-18, challenging the Township’s satisfaction of its affordable housing obligations and seeking to build an inclusionary development on the property; and

WHEREAS, the Township has, for a number of years, identified this property as an appropriate location for the provision of affordable housing units, and accordingly, the parties have entered into a settlement agreement regarding the future development of the site, which will ensure the Township of Mansfield a mixed use (residential and commercial) development, and also assist Mansfield Township in satisfying its constitutional obligation to provide a realistic opportunity for affordable housing in this municipality;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey that the Mayor and Clerk be and hereby authorized and directed to executed the attached Settlement Agreement with Tower Gate Associates and the Mansfield Township Planning Board, which was also named a Defendant in the action, and the Township Attorney is hereby authorized to advise the Superior Court, Law Division, of the approval by the Township Committee of this Settlement Agreement, and to take such actions as reasonably necessary to implement the provisions of this Settlement Agreement.

MOTION: CAIN SECOND: HIGGINS
ROLL CALL VOTE
AYES: CAIN, HIGGINS, DIGIUSEPPE, GABLE
NAYS: ABSTAIN: ABSENT: MAGEE

CERTIFICATION

I, CAITLIN MIDGETTE, RMC, CMR, Deputy Municipal Clerk of Mansfield, County of Burlington, State of New Jersey, do hereby certify the foregoing to be a true and accurate copy of the resolution adopted by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, at a meeting held on October 16, 2019 at the Mansfield Municipal Complex.

CAITILN MIDGETTE, RMC, CMR
Deputy Municipal Clerk