



BOROUGH OF HIGHLANDS  
COUNTY OF MONMOUTH

## RESOLUTION 26-082

### ENDORISING THE AMENDED ROUND 4 HOUSING ELEMENT AND FAIR SHARE PLAN ADOPTED BY THE LAND USE BOARD

**WHEREAS**, in January 2025, the Borough of Highlands (“Borough” or “Highlands”) filed a Declaratory Judgment Action pursuant to the New Jersey Fair Housing Act, N.J.S.A. 52:27D-301 et seq.as amended (“FHA II”); and

**WHEREAS**, in June of 2025, the Borough filed with the Affordable Housing Dispute resolution program (hereinafter “the Program”) a Housing Element and Fair Share Plan adopted by its Land Use Board that it subsequently endorsed (hereinafter “2025 Plan”); and

**WHEREAS**, Fair Share Housing Center, Inc (FSHC) filed a letter raising issues with the Borough’s Plan; and

**WHEREAS**, the Program Judge gave the Borough and FSHC an opportunity to enter into a Consent Order to address the concerns of FSHC; and

**WHEREAS**, the Borough and FSHC were able to resolve their concerns and signed a Consent Order in February of 2026; and

**WHEREAS**, in an effort to implement the Consent Order with FSHC, the Borough’s affordable housing planner prepared an Amendment to the 2025 Plan and the Highlands Borough Land Use Board adopted that Amendment in March of 2026, which is attached hereto (hereinafter “Amendment”); and

**WHEREAS**, the next step in the process of seeking to comply with the Consent Order is for the Borough to endorse the Amendment; and

**WHEREAS**, the Borough Council has reviewed the Amendment and desires to formally endorse the same in order to advance the Borough’s efforts to perfect its rights to a certificate of compliance.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Highlands, County of Monmouth, State of New Jersey, as follows:

1. The Borough Council hereby endorses the Amendment attached hereto.

2. The Borough authorizes its professionals to provide such supplemental information, clarifications, or certifications as they deem appropriate in their efforts to secure approval of the amended Housing Element and Fair Share Plan from the county level judge.
3. The Borough authorizes its professionals to make any non-substantive or de minimis revisions or clarifications necessary to effectuate the intent of this Resolution and facilitate judicial review of the Amended Plan.
4. The Borough Clerk is directed immediately to transmit copies of this Resolution, together with the adopted Amendment, to Affordable Housing Counsel so that counsel, in accordance with FHA II, can file the Amendment within 48 hours from adoption.
5. This Resolution shall take effect immediately upon adoption.

Motion to Approve R 26-082:

	INTRODUCED	SECOND	AYE	NAY	ABSTAIN	ABSENT
CERVANTES						
CHELAK						
MELNYK						
OLSZEWSKI						
BROULLON						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF VOTE: March 12, 2026

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Nancy Tran, Municipal Clerk  
Borough of Highlands