

RESOLUTION OF THE BOROUGH OF TINTON FALLS ADOPTING AN UPDATED HOME IMPROVEMENT PROGRAM OPERATING MANUAL FOR THE ADMINISTRATION OF THE BOROUGH'S REHABILITATION PROGRAM

WHEREAS, the Borough of Tinton Falls ("Borough") filed a Mt. Laurel declaratory judgment action in the Superior Court of New Jersey, Law-Division bearing the caption In the Matter of the Borough of Application of the Borough of Tinton Falls, Docket No. MON-L-2475-15 following the New Jersey Supreme Court's decision in Mt. Laurel IV; and

WHEREAS, the Borough entered into a Settlement Agreement with Fair Share Housing Center on or about April 20, 2018 establishing the Borough's Third Round affordable housing obligation for the period 1999-2025 and the compliance mechanisms by which the Borough will meet its constitutional obligation to provide for its fair share of affordable housing; and

WHEREAS, as a condition of Court approval of the Borough's Settlement Agreement with Fair Share Housing Center, the Borough adopted a Resolution approving a Rehabilitation Program Manual to implement its rehabilitation obligation under the Settlement Agreement with Fair Share Housing Center; and

WHEREAS, the Court entered a Final Third Round Judgment of Compliance and Repose on July 17, 2019 providing the Borough with immunity from builder's remedy litigation through July 1, 2025 and approving the Borough's Rehabilitation Program; and

WHEREAS, the Borough Municipal Housing Liaison and the Borough's professional planning consultant has recommended that the Borough amend and update its Rehabilitation Program Manual (restyled and renamed as the Home Improvement Program) to clarify that it applies to both low and moderate income households that reside either in deed restricted or non-deed restricted housing units and to implement current best practices as recommended by the Borough's Professional Planning Consultant; and

WHEREAS, the Borough Council of the Borough of Tinton Falls believes it is in the best interest of its residents to approve the Home Improvement Operating Manual dated August 20, 2023 prepared by BJJ Planning to continue to meet its rehabilitation obligation under the court approved settlement agreement with Fair Share Housing Center.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Tinton Falls, in the County of Monmouth, New Jersey, hereby adopts and approves the Tinton Falls Borough Home Improvement Program Operating Manual dated August 20, 2023.

John Manginelli, Council President

BOROUGH OF TINTON FALLS COUNCIL

Council Member	Moved	Second	Ayes	Nays	Absent	Abstain
Ms. Buckley						
Mrs. Clay						
Dr. Dobrin						
Mr. Nesci						
Mr. Manginelli						

CERTIFICATION

I, Michelle Hutchinson, Borough Clerk of the Borough of Tinton Falls, hereby certify the foregoing to be a true copy of a resolution adopted by the Tinton Falls Borough Council at their meeting held September 5, 2023.

WITNESS, my hand and the seal of the Borough of Tinton Falls this 5th day of September 2023.

Michelle Hutchinson
Borough Clerk