

Old Bridge (1987)

Order ⊕ Cover letter

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no P. i.

CA 0001690



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School of Law-Newark • Constitutional Litigation Clinic  
S.I. Newhouse Center For Law and Justice  
15 Washington Street • Newark • New Jersey 07102-3192 • 201/648-5687


August 3, 1987

Mr. C. Roy Epps, President  
Civic League of Greater New Brunswick  
47-49 Throop Avenue  
New Brunswick, NJ 08901

Dear Roy:

Enclosed please find copy of Order dated  
July 21, 1987, which I believe is self-explanatory.

Sincerely,



encls

cc/Neisser, Payne (w/encls)

**BRENER WALLACK & HILL**  
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Co-Counsel for Plaintiff

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URBAN LEAGUE OF GREATER NEW  
BRUNSWICK, et al.,

Plaintiffs,

v.

THE MAYOR AND COUNCIL of the  
BOROUGH OF CARTERET, et al.,

Defendants,

and

O&Y OLD BRIDGE DEVELOPMENT  
CORPORATION, a Delaware  
Corporation,

Plaintiff,

v.

THE TOWNSHIP OF OLD BRIDGE in  
the COUNTY OF MIDDLESEX, a  
Municipal Corporation of the  
State of New Jersey, THE TOWNSHIP  
COUNCIL OF THE TOWNSHIP OF  
OLD BRIDGE; THE MUNICIPAL  
UTILITIES AUTHORITY OF THE  
TOWNSHIP OF OLD BRIDGE, THE  
SEWERAGE AUTHORITY OF THE  
TOWNSHIP OF OLD BRIDGE and  
THE PLANNING BOARD OF THE  
TOWNSHIP OF OLD BRIDGE,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION  
MIDDLESEX COUNTY

DOCKET NO. C-4122-73

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY/  
OCEAN COUNTY  
(Mount Laurel II)

DOCKET NO. L-009837-84 P.W.

Civil Action

ORDER

This matter having been opened to the court in a case management conference by O&Y Old Bridge Development Corp. (hereinafter "O&Y"), Thomas Jay Hall and Dean A. Gaver, Esquires, appearing; in the presence of plaintiff Woodhaven Village Inc. (hereinafter "Woodhaven"), Stewart Hutt, Esq., appearing; and in the presence of the Urban (now Civic) League of Greater New Brunswick (hereinafter "Urban League"), Barbara Stark and John Payne, Esquires appearing; and in the presence of The Township of Old Bridge Planning Board (hereinafter "Planning Board"), Thomas Norman, Esquire appearing; and in the presence of the the Township of Old Bridge and the Township Council of Old Bridge (hereinafter "Township") Jerome J. Convery, Esquire appearing; and in the presence of Oakwood at Madison and Beren Corp. (hereinafter, "Oakwood"), Fredrick A. Mezey, Esquire appearing; and the court having heard arguments and good cause having been shown:

It is on this 21 day of July 1987:

ORDERED:

1. George M. Raymond, AIA, AICP of Tarrytown, New York is hereby appointed as Special Master to the Court. As his first assignment, Mr. Raymond shall immediately familiarize himself with the particulars of the proposed settlement of the controversy between Oakwood and the Urban League and shall provide a report with respect to a proposed solution no later than August 1. Costs for such review and report shall be borne by Oakwood.

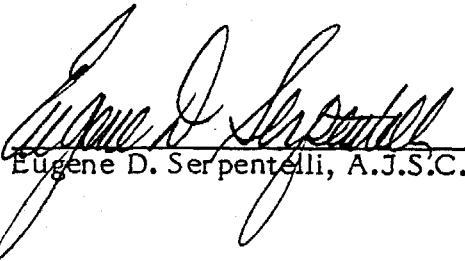
Until such time as the Court otherwise directs, Mr. Raymond is to familiarize himself with the background and current status of the overall case, involving plaintiffs O&Y, Woodhaven, Urban League, the Planning Board and the Township. Further action by Mr. Raymond will be pursuant to

future directions issued by this Court. The parties are to supply Mr. Raymond with all appropriate reports, maps and documents, and shall provide Mr. Raymond with such other material as he may request from time to time.

In the event that the Court upholds the January 24, 1986 settlement, costs for Mr. Raymond's services shall be shared as provided in section V-F.4 of the agreement which is part of the settlement. In the event that the Court voids the January 24, 1986 agreement and transfers this case to the Council on Affordable Housing, any costs incurred for Mr. Raymond's services up to August 13, 1987 shall be shared equally by the buider-plaintiffs, O&Y and Woodhaven.

2. The Township's Motion to set aside the order of settlement and to transfer the litigation to the jurisdiction of the Council on Affordable Housing is hereby scheduled to be heard on August 13, 1987 at 10:00 a.m. in the Court House, Toms River, New Jersey. The Township and the Planning Board shall file all briefs, affidavits and reports no later than July 24, 1987; plaintiffs shall file any answering briefs, affidavits and reports no later than August 7, 1987; and the Township and Planning Board shall have until August 11, 1987 to file any reply briefs.

3. Pending the outcome of the August 13, 1987 hearing, the terms and conditions of the Order of January 24, 1986 are maintained as filed.



Eugene D. Serpentelli, A.J.S.C.

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