

MONROE  
~~Contract~~ ~~Phase~~ 1985

Proposed Order

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 on behalf of the ACLU of New Jersey

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SUPERIOR COURT OF NEW JERSEY  
 CHANCERY DIVISION-  
 MIDDLESEX COUNTY

URBAN LEAGUE OF GREATER NEW	)	
BRUNSWICK,	)	
Plaintiffs	)	
v.	)	
MAYOR AND COUNCIL OF THE BOROUGH	)	
OF CARTERET, et al.,	)	No. C 4122-73
Defendants	)	ORDER

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Urban League plaintiffs having moved for temporary restraints against final Monroe Township Council approval of the application of Union Valley Corporation for the 2400 age-restricted Concordia Planned Retirement Community extension pending the Master's and this Court's review of Monroe Township's plan for compliance with this Court's Order and Judgment of August 13, 1984, and having filed in support thereof the Affidavits of Alan Mallach and Barbara Williams, Esq., a Memorandum of Law in Support, and a proposed Order, and the Court having heard all parties,

IT IS HEREBY ORDERED this \_\_\_\_ day of \_\_\_\_\_ 1985:

1. Defendant Monroe Township and all its entities, employees, agents and others acting in concert with them are hereby temporarily restrained, pending further Order of this Court adjudicating the adequacy of the proposed Compliance Plan, from granting final Council approval of the application of Union Valley Corporation for the 2400 age-restricted Concordia Planned Retirement Community extension or any part of it or granting any other necessary approvals, unless such approval clearly indicates on its fact that it does not vest any rights with respect to the claims of the Urban League plaintiffs in this litigation, and from issuing any building permits for the project.

2. The Master is hereby directed to include in her report on the Compliance Plan a) an assessment of the impact of approval of the Concordia extension without a set-aside as set forth in the Planning Board's June 27, 1985 Resolution upon the viability of the Balantrae PRC proposed in the Compliance Plan and b) should she determine that the Concordia extension would undermine the viability of the proposed Balantrae project, a proposed alternative use of the Balantrae site that would be viable and assure production of 466 lower income units or a proposed alternative site to provide those units.

3. The Monroe Township Planning Board and Council are directed, pending further order of this Court, to provide the Urban League plaintiffs with 10 days advance written notice, addressed to Barbara Williams, Esq., Eric Neisser, Esq., Constitutional Litigation Clinic, Rutgers Law School, 15

Washington Street, Newark, N.J. 07102, of agendas of all meetings of the two bodies and of any application or any proposed action on any application for development of more than 20 acres in Monroe Township.

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EUGENE D. SERPENTELLI, A.J.S.C.