

UL v. Cateret, Monroe

1/7/1985

- Lori Associates and HABD associates response to Farino extension request, not objecting but expressing dismay

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January 7, 1985

Honorable Eugene D. Serpentelli
 Court House
 CN 2191
 Toms River, New Jersey 08754

Re: Urban League v. Carteret (Monroe Township)
Docket No.: C-4122-73

Dear Judge Serpentelli:

On behalf of Lori Associates and HADB Associates, we wish to respond to Mr. Farino's letter of December 31, 1984 seeking a further extension of time for Monroe Township to revise its zoning ordinance.

Initially, we must express our dismay that the Township has (for the second time) waited until its time has expired before seeking an extension. It is particularly disturbing to us because as early as December 15, the Township Council announced that it would seek an extension. By delaying submission of its request, the Township leaves the Court with no practical alternative other than to grant an extension.

In this posture, we believe that it would be futile for us to object to the requested 30-day extension. However, we do want to note our opinion that the Township has not moved as quickly as it could. We hope that the Court will make clear that further delay will not be tolerated and that further extensions will not be routinely granted.

Additionally, we ask that the Township be required to disclose to the plaintiffs the sites which have been selected for rezoning. The feasibility of these sites will undoubtedly be an issue at the compliance hearing. In order to prepare properly for that hearing, it is essential for our expert to

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have this information. The failure to provide it will only result in further delay.

If Your Honor so chooses, we would be happy to participate in a conference telephone call to discuss these matters.

Respectfully,

Frederic S. Kessler

Frederic S. Kessler

FSK:mtp

cc: Thomas R. Farino, Jr., Esq.
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