

Piscataway 1985

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Counsel letter to Judge re: "revision to order
+ judgment"

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RAYMOND R. & ANN W. TROMBADORE

A PROFESSIONAL CORPORATION

COUNSELLORS AT LAW

33 EAST HIGH STREET

SOMERVILLE, NEW JERSEY 08876

RAYMOND R. TROMBADORE

ANN WILKIN TROMBADORE
OF COUNSEL

MARILYN RHYNE HERR

VINCENT LEBLON

TELEPHONE
(201) 722-7555

August 13, 1985

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

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

Dear Judge Serpentelli:

I have a copy of the proposed form of Order and Judgment submitted by Barbara J. Williams. I disagree with the wording of Paragraph 2 which is found at the top of the third unnumbered page of the Order. That paragraph indicates that it was the finding of the Court that the sites listed on the appendix were suitable by the Court for Mount Laurel development "at the densities therein specified." The specific finding of the Court in determining fair share was one that recognized the variable densities recommended by the Standing Master. I represent Joseph and George Gerickont who own sites 44 and 45. Mrs. Lerman recommended that those sites be re-developed at a density of 8 to 10 units per acre. The appendix which is attached to the Order indicates a density of 8 units to the acre for each of those two parcels simply because the Court gave the Township the benefit of the doubt in determining a total fair share number. I did not take this to mean that the Court's finding was limited to the "densities therein specified." I think this is made clear

by the contents of Paragraph 6 which is at the bottom of the same page. If the last five words of Paragraph 2 are deleted, or if the words, "as recommended by the Standing Master" are substituted, I would have no objection to the form of the Order. We will still argue that the Gerickont property should be rezoned at a density of 10 units per acre.

Respectfully yours,

Raymond R. Trombadore

RRT/ljk

cc: Barbara J. Williams, Esq.
Phillip Paley, Esq.
Lawrence Litwin, Esq.
Lawrence Vastola, Esq.
Howard Gran, Esq.
Edwin Kunzman, Esq.
Chris A. Nelson, Esq.
Michelle Donato, Esq.
Donald Daines, Esq.
Richard Salsburg, Esq.
John Dusinberry, Esq.
Richard Ragsdale, Esq.
Stephen E. Barcan, Esq.
Carla Lerman, P.P.
Messrs. Joseph and George Gerickont