

CA - Carteret

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June 16, 1975

Plaintiff's Request for Admission made of Carteret
with answers.

pg. 6

CA001184G

BAUMGART & BEN-ASHER
134 Evergreen Place
East Orange, New Jersey 07018
201-677-1400

*defendant claims
it makes some provision
for mobile homes
see #2*

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OCT 28 1975

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National Committee Against
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Attorneys for Plaintiffs

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION: MIDDLESEX COUNTY
DOCKET NO. C - 4122-73

URBAN LEAGUE OF GREATER NEW
BRUNSWICK, et al.

Plaintiffs

vs.

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

Defendants.

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:
:
:
:
:

Civil Action

REQUEST FOR ADMISSION

TO:

Edward J. Dolan, Esq.
One Holmes Street
Carteret, New Jersey 07008

Plaintiffs hereby make Request for Admissions

pursuant to R. 4:22, et seq:

1. Does defendant admit that its municipal zoning ordinance requires that any house trailer which cannot be immediately removed to another site meet all zoning ordinance requirements for a residential structure?

YES Refer: 21-3.52 (see full definition)
Page 2108 Code Book

2. Does defendant admit that its municipal zoning ordinance makes no other provision for a trailer court or mobile home park or mobile home sites other than as non-conforming uses?

No

3. Does defendant admit that its zoning ordinance allows multiple dwellings in its:

a. "A" residence zones?

No. See conditions: refer: 21-4.3
21-12.2

b. "B" residence zones?

Yes. See conditions: Refer 21-4.3
21-12.2

c. General Business zones?

Yes See conditions: Refer : 21-4.3
21-12.2

d. Highway Business zones?

Yes See conditions: Refer: 21-4.3
21-12.2

4. Does defendant admit that where a multiple dwelling structure is permitted, it must be approved by the planning board as to "its capacity to pay for its share of those

services through taxation or other means or its capacity to construct and maintain, in part or whole, the utilities and facilities, which it will need?" (Sec. 21-12.2 a.2)

Yes

5. Does defendant admit that its zoning ordinance states that "all multiple dwellings groups or garden apartments developments shall be restricted in such zones to apartments or dwellings units of not more than four and not less than three rooms for each apartment or dwelling unit, and further restricted to only one four-room apartment or dwelling unit for every nine dwelling units of not more than three rooms for such apartment or dwelling unit?" (Sec. 21-12.21)

No - Federal Projects - co-op. Relaxed controls for 4-5 Bedroom units. See NJR-152 area

6. Does defendant admit that 45.9 acres of its developed land area is used for multi-family dwellings?
Yes Refer: Plate #1 Master Plan page 2 to be revised

7. Does defendant admit such 45.9 acres are two percent of the developed land area?
Refer: Plate #1 Master Plan
Yes: To be revised

8. Does defendant admit that as of June 1970 it had 467 acres of vacant, undeveloped land? Yes 16.2% of total area, see Flood hazard map, ref. FIA Flood hazard map of land % restricted No. H-34023 0570 01-05

9. Does defendant admit that in 1970 its minority population was: Black - 764; Spanish-speaking - 669; other minority - 59?
1970 Census does not cover 669?

10. Does defendant admit that its population increased from 20,502 to 23,137 during the period from 1960-1970?
Yes: Refer: 1950-1960 census of population. N.J. Middlesex County Planning Board and N. J. Dept. Health
Plate: #6 Master Plan

11. Does defendant admit that its black population increased from 554 to 764 during 1960 to 1970?
Yes Refer: 1960-1970 U. S. Census of population
Plate #7 Master Plan

12. Does defendant admit that nearly all of this increase occurred in the southeastern corner of town, which is located in census tract 39? ^{Yes}
Census tract CA-39

13. Does defendant admit that 14.8 percent of the occupied dwelling units in the area described in paragraph 12 are overcrowded, compared to 7.7 percent for the entire municipality? No

14. Does defendant admit that the area described in paragraph 12 is zoned for light industry?

No

15. Does defendant admit that its Puerto Rican population increased from 10 to 657 during 1960 to 1970?

No See page 19 Census tract CA 39
245 of total 265 Puerto Rican

16. Does defendant admit that the majority of the Puerto Rican population resides in the southeastern corner of town, located in census tract 39, as well as census tract 36?

Yes

17. Does defendant admit that census tract 36 is in a B-Residential zone?

Yes

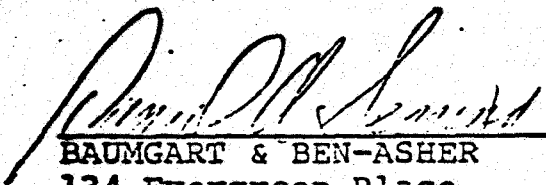
18. Does defendant admit that a substantial portion of its developable land is readily amenable to sewer and water utility installation?

Yes

19. Does defendant admit that there are no peculiar circumstances which require maintenance of the zoning and other land use regulations listed in 1 through 8 above?

If this is denied, list such additional peculiar circumstances and provide a summary of the facts supporting such circumstances. Denied

1. Code enforcement
2. Cooperative housing inspection - to prevent over-crowding and housing violations
3. Tract 36-39 Census
4. Certificate of occupancy requirements change of use.


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CERTIFICATION

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

DATED: 6/16/75

