

CA - Edison

17-Apr.-75

Demand for Admissions made
by ~~Thomas Edison~~ Edison ^{of the P's} ~~and P's~~
and P's admission/objections

pgs = 6

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CA 0013306

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1425 H Street, N.W., Washington, DC 20005 • (202) 783-8150

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April 17, 1975

Roland A. Winter, Esq.
940 Amboy Avenue
Edison, New Jersey 08817

Re: Urban League v. Carteret, et al.

Dear Mr. Winter:

Enclosed please find an original and three copies of your Demand for Admissions with plaintiffs' answer or objections.

In accordance with rule 4:22-1, I have signed the demand. Also in accordance with the above rule and rule 1-5-1 a copy of these answers have been served upon all other attorneys of record.

Sincerely,


Daniel A. Searing
Staff Attorney

DAS:blt

Enclosures

RECORDED

MAR 19 1975

ROLAND A. WINTER, ESQ.
Attorney for Defendant, Township of Edison
940 Amboy Avenue, Edison, New Jersey 08817 - 201-738-1300

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

URBAN LEAGUE OF GREATER NEW)	
BRUNSWICK, et al.,)	
)	
Plaintiff-Appellee,)	Civil Action
)	
vs.)	DEMAND FOR ADMISSIONS
)	
THE MAYOR AND COUNCIL OF THE)	
BOROUGH OF CARTERET, et al.,)	
)	
Defendant-Appellant.)	
)	

TO: BAUMGART & BEN-ASHER, ESQS.
Attorneys for Plaintiffs
134 Evergreen Place
East Orange, New Jersey 07018

S I R S:

Defendant, Township of Edison, a municipal corporation of
the State of New Jersey, hereby makes demand for admissions
pursuant to R. 4:22, et seq:

1. Do the plaintiffs admit that none of them has ever
made application for a building permit in the Township of Edison?

Admitted.

2. Do plaintiffs admit that none of them has ever made application for a variance in the Township of Edison?

Admitted

3. Do plaintiffs admit that none of them has ever applied for a pad or space to accommodate a house trailer in the Township of Edison?

Admitted

4. Do plaintiffs admit that they have never been refused occupancy as a tenant in an apartment dwelling in the Township of Edison?

Admitted as to all individually named plaintiffs except Mr. Benson who was told by Marino Gardens in 1973 that there were no apartments large enough to accommodate his family.

5. Do the plaintiffs admit that none of them in the years 1974 and 1975 resided in the Township of Edison?

Admitted.

6. Do plaintiffs admit that there are five trailer courts and 285 trailer spaces in the Township of Edison?

Defendant's "Exhibit C" responding to plaintiffs' interrogatory 5 listed 5 trailer parks, with a total of 285 trailer spaces.

7. Do plaintiffs admit that there are at least 53 multi-family dwelling complexes within the Township of Edison? Defendant's reply of March 19, 1975 to our interrogatory #4 concerning number of multi-family units was: "Edison has no such records or information in its files or available to it." Plaintiffs thus have no information upon which to base this admission, after making reasonable inquiry.

8. Do plaintiffs admit that there are more than 4,544 multi-family dwelling units extant and either occupied or available for rent within the Township of Edison?

See answer to number 7.

9. Do plaintiffs admit that Edison adopted a comprehensive Zoning Plan in March of 1972?

Plaintiffs admit only that defendant's Municipal Council adopted a Zoning Ordinance on December 27, 1972, and deny that it is "comprehensive."

10. Do plaintiffs admit that the Zoning Ordinance of 1972 was based upon a Master Plan and comprehensive study of more than four years duration prior to its implementation, prior to the adoption of the Zoning Ordinance in March of 1972? Defendant's response to plaintiffs' interrogatory 23 stated "The Master Plan was adopted on September 18, 1968, and was implemented by adoption of the new Zoning Code on Dec. 27, 1972. In effect, adoption of the Zoning Code converted the Master Plan see attached sheet

11. Do plaintiffs admit that the United States Department of Housing and Urban Development, New York Region 2, required and obtained an environmental impact statement relative to the "Potter Urban Renewal Project" and the North Edison #2 Urban Renewal Project in the northerly section of the Township of Edison?

Admitted.

12. Do plaintiffs admit that the environmental impact study referred to in the preceding request for admissions was drafted and published on January 24, 1975?

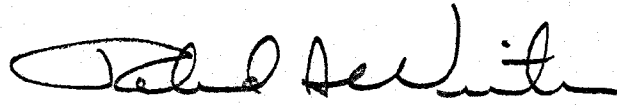
Admitted.

13. Do plaintiffs admit that regardless of zones, only 5,756 acres remain undeveloped in the Township of Edison?

ADMISSION #10 (cont'd)

into current law." Plaintiffs have no knowledge of whether such study was "comprehensive" or "of more than four years duration". Plaintiffs asked about the scope of the Master Plan in their interrogatory 23, but the information supplied was insufficient to enable plaintiffs to admit the above characterizations.

Plaintiffs admit to the acreage, based on defendants reply to plaintiffs' Interrogatory 9. Plaintiffs object to the word "only" as it connotes that 5,756 acres is a paltry amount.

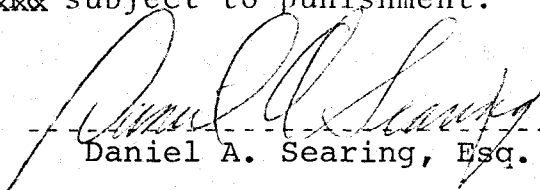


ROLAND A. WINTER
Attorney for Defendant
Township of Edison

CERTIFICATION

I ~~we~~ certify that the foregoing statements made by ~~us~~ ^{me} are true.
I ^{am} ~~we~~ ~~are~~ aware that if any of the foregoing statements made by ~~us~~ ^{me}
~~we~~ ~~are~~ are wilfully false, ~~we~~ ~~are~~ ^{I am} subject to punishment.

Dated: April 17, 1975.



Daniel A. Searing, Esq.

