

ULv. Carteret (S. Plainfield)

8/8/75

interrogatories for S. Plainfield
+ cover letter

P.i. 985
Pgs 15

CA002120G

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HOWARD FREEMAN

RECEIVED

(201) 469-5576

AUG 12 1975

AUGUST 8, 1975

DANIEL A. SEARING, ESQ.
1425 H STREET, N. W.
WASHINGTON, D. C. 20005

RE: URBAN LEAGUE OF GREATER NEW BRUNSWICK VS.
MAYOR & COUNCIL OF THE BORO OF CARTERET, ET ALS

DEAR MR. SEARING:

ENCLOSED HERewith PLEASE FIND ORIGINAL PLUS FIVE (5)
COPIES OF ANSWERS TO INTERROGATORIES REGARDING THE
ABOVE CAPTIONED MATTER.

KINDLY BE ADVISED THAT THE MASTER PLAN ATTACHED TO THE
ANSWERS TO INTERROGATORIES PREVIOUSLY FORWARDED TO YOU,
WAS IN ERROR. THE CORRECT MASTER PLAN IS ATTACHED HERE-
TO.

YOURS VERY TRULY,

Sanford E. Chernin/MPB
SANFORD E. CHERNIN

SEC/MPB
ENCLS.

Interrogs w/1972 Master Plan

CA002120G

August 18, 1975

Mr. Sanford E. Chernin, Esq.
1848 Easton Avenue
Somerset, New Jersey 08873

Re: Urban League of Greater New Brunswick,
et al. vs. The Mayor and Council of the
Borough of Carteret, et al.

Dear Mr. Chernin:

Enclosed please find an original and three
copies of plaintiffs' supplemental interrogatories
for the Borough of South Plainfield.

These have been structured to replace
the last question on plaintiffs' request for
admissions as well as to obtain information on
expert witnesses and/or reports.

Sincerely,

Daniel A. Searing
Attorney for Plaintiffs

DAS:blt

Enclosure

RECEIVED

AUG 12 1975

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

MARTIN E. SLOANE
DANIEL A. SEARING
ARTHUR WOLF
Of Counsel
National Committee Against
Discrimination in Housing, Inc.
1425 H Street, N.W.
Washington, D.C. 20005
202-783-8150

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

URBAN LEAGUE OF GREATER
NEW BRUNSWICK, et al.

Plaintiffs,

v.

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

Defendants

Civil Action
INTERROGATORIES

To:
SANFORD E. CHERNIN, Esq.
1848 Easton Avenue
Somerset, New Jersey 08873

DEMAND is hereby made of the defendant MAYOR AND COUNCIL
OF THE BOROUGH OF SOUTH PLAINFIELD for Certified
Answers to the following interrogatories within the time
prescribed by the Rules of this Court.

1. Please provide the most current statistics
available on the population of the municipality, by
income level and race (categorized as white, black,

spanish-speaking, other), citing source.

SEE COPY OF MASTER PLAN FOR THE BOROUGH OF SOUTH PLAINFIELD BEARING DATE, SEPTEMBER 1972. UPDATING INFORMATION WILL BE PROVIDED AS RECEIVED.

2. Provide for each public school within the municipality, the number of pupils enrolled, with sub-totals for whites, blacks, spanish-speaking and other, giving school name, location, grades served and area.

SEE ANSWER TO #1.

3. Provide the number of dwellings presently within the municipality in each of the following value categories, as determined from the property tax rolls.

(a) Single family homes under \$15,000

(b) \$15,000 to \$25,000

(c) \$25,000 to \$35,000

(d) Over \$35,000

THIS INFORMATION IS NOT NOW PRESENTLY AVAILABLE BUT WILL BE PROVIDED TO YOU AS SOON AS RECEIVED.

4. Provide the number of multi-family units in each of the following rental categories and ranges. THIS INFORMATION IS NOT NOW AVAILABLE.

Type	Rental Range				
	Under \$100	\$100 - \$149	\$150 - \$199	\$200 - \$249	\$250 & Over
Efficiency					
One-Bedroom					
Two-Bedroom					
Three or more Bedrooms					

5. Provide the total number of mobile homes in municipality that exist as conforming uses under current zoning ordinance.

NONE.

6. Provide the number of housing units within the municipality that are below the standards required for new construction or rehabilitation in local building codes and housing standards ordinance. Indicate how many are currently occupied and how many vacant.

IT IS NOT BELIEVED THAT THERE ARE ANY SUCH UNITS AS DESCRIBED IN THE BOROUGH.

7. Provide for each department in the municipality the number of municipal employees by job category, race, and annual salary or hourly wage.

IMPROPER AND IMMATERIAL.

8. Provide the number of county and state employees working or employed in the municipality by job category, race, and annual salary or hourly wage.
THIS DEFENDANT DOES NOT HAVE THE INFORMATION DESIRED.

9. For each zoning use category (and subcategory, if necessary, in the municipality) state the total number of acres contained therein and state how many acres are vacant. (For example, R-1 residential; 130 acres; 23 vacant).
SEE COPY OF MASTER PLAN SUBMITTED HEREWITH.

10. List the proposals or requests for amendment to the zoning ordinance to authorize or facilitate residential construction of the types listed below, from January 1, 1970 to the present, setting forth the date of the proposal or request, name of requesting party, and ultimate disposition. If units were to be subsidized under state or federal programs, state what program was involved.

(a) Single-family detached or attached home construction (involving 10 or more contiguous lots).
SEE MASTER PLAN.

(b) Multi-family structures.
NONE.

(c) Planned unit or other cluster developments.

NONE.

(d) Mobile home sites.

NONE.

11. List for the following four categories, the applications for, use variances, special permits or exceptions that have been filed from January 1, 1970 to the present, setting forth the date of initial application, name of the requesting party, and ultimate disposition of application. If units were to be subsidized under state or federal programs, state what program was involved.

(a) Detached or attached single-family home construction (involving 10 or more contiguous lots).

TO BE PROVIDED.

(b) Multi-family structures.

TO BE PROVIDED.

(c) Planned unit or other cluster developments.

NONE.

(d) Mobile home sites.

NONE.

12. List the name, address, race and duties of each municipal official, employee, and consultant involved in the municipal zoning and planning process: State the source of their authority.

HON. JOSEPH P. COUGHLIN, MAYOR
RICHARD J. KENNEDY, COUNCILMAN
ANTHONY COTOIA, COUNCILMAN
ANDREW LEWANDOWSKI, COUNCILMAN

OWEN T. KELLY, COUNCILMAN
JOSEPH S. MUGLIA, COUNCILMAN
DALE FLAKNE, COUNCILMAN
WILLIAM T. DE SABATO, BOROUGH CLERK

12. (Continued)

DORIS BRAND, DEPUTY CLERK
JOHN GRAF, BUILDING INSPECTOR
JOSEPH A. TOMBRO, BOROUGH ENGINEER
TAX ASSESSORS - KATHRYN SANTANIELLO, JAMES PUHA
TAX COLLECTOR
MEMBERS OF PLANNING BOARD
MEMBERS OF BOARD OF ADJUSTMENT

13. State whether there are any state or federal subsidized housing units now within or planned for the municipality. If so, list the location, number, size and type of units, project racial occupancy percentages, source of the subsidy and date of initial occupancy.

NO.

Amended see ltr dtd 9-19-75

(a) State whether the municipality ever affirmatively encouraged or assisted in the provision of subsidized housing.

NONE EVER PRESENTED ITSELF.

(b) State whether any official body of the municipality has ever discussed providing subsidized housing. If so, list the name of the deliberating body, the date and time of the meeting and provide a copy of the minutes or any report resulting from such meetings.

(b) (Continued)

NO.

14. State whether there has been any correspondence, contact, or meetings since January 1, 1970 between any municipal officials, employees, or consultants and any county or regional planning body regarding your municipality's housing needs. If so, please attach copies of such correspondence and provide the dates and times of such meetings or contacts indicating whether a written record of such meetings or contacts was ever made.

NONE.

- Amended see ltr dtd 9-19-75

15. State whether the municipality has a rent control ordinance. If so, specify when such an ordinance was first considered and the date of adoption. Attach a copy of the ordinance and the minutes of council meetings at which such an ordinance was considered, and any documented statistics on housing conditions presented at such meetings.

15. (Continued)

NO.

16. State whether at any time from January 1, 1970 to the present there has been in effect a sewer, building permit, or other moratorium relating to housing. If so, state the effective date, who imposed it, and the terms and conditions thereof.

YES. SUCH A MORATORIUM WAS ENACTED BECAUSE OF SEVERE FLOODING. ATTACHED HERETO IS THE MUNICIPAL RESOLUTION.

17. State whether as a condition of employment any municipal employee is required to live within the boundaries of the municipality or the county. If so, indicate how long such requirement has been in effect, its scope and who imposed it.

SOME ARE AND SOME ARE NOT.

18. For each commercial, industrial, or other business establishment within the municipality having 15 or more employees, list its name, address, number of employees, and the year it first opened for business.

THIS INFORMATION IS NOT AVAILABLE TO THIS DEFENDANT.

19. State whether the municipality has a fair housing or anti-blockbusting ordinance. If so, attach a copy.

NO. 20. State whether your municipality has ever taken steps to encourage industry to locate in the municipality. If so, please indicate what steps have been taken.

THIS MUNICIPALITY HAS AN INDUSTRIAL COMMISSION FOR THAT PURPOSE.

21. Attach a copy of the current zoning ordinance and any and all amendments in force; and a copy of any proposed amendments to the zoning ordinance that are currently pending before the governing body.

THIS INFORMATION IS AVAILABLE BY WRITING TO THE MUNICIPAL CLERK OR STOPPING DOWN TO PICK IT UP. Identify the location of the official zoning maps, the coverage, and date of preparation. State whether zoning maps incorporating the most recent amendments are available. If so, state where they can be obtained and the price thereof.

THIS INFORMATION IS AVAILABLE AT THE VARIOUS MUNICIPAL OFFICES WHICH ARE OPEN TO THE PUBLIC. YOU MAY STOP DOWN AND PICK IT UP.

23. State whether your municipality has proposed and adopted a master plan. If so, please identify a copy indicating the coverage, date of preparation, and number of pages. Also identify by location and content all amendments and background reports prepared in conjunction with such master plan amendment.

SEE MASTER PLAN ATTACHED HERETO.

24. State whether the municipality has had prepared or is preparing studies, planning papers, research reports or other similar documents in the areas listed below. Identify each item by author or title, subject, date, number of pages, location of copies and indicate whether a summary is available:

(a) The need for housing within the municipality;

SEE MASTER PLAN.

(b) The condition and amount of existing housing stock;

SEE MASTER PLAN

(c) The inception of programs relating to code enforcement;

SEE MASTER PLAN

(d) The requirement for residential densities, floor space, bedroom ratios, and mobile homes within the municipality;

SEE MASTER PLAN

(e) The need for providing low and moderate income subsidized or unsubsidized housing within the municipality;

SEE MASTER PLAN.

(f) The utilization of land for commercial and residential or industrial purposes; and .

SEE MASTER PLAN.

(g) The wage and salary scales of employees within the private sector of the municipality.

SEE MASTER PLAN.

25. State whether your municipality has ever been studied by, advised by, or received assistance from agencies of federal, state or county government, in preparing studies or other information concerning the areas listed below. Identify each item by author or title, subject, date, number of pages, location of copies, and indicate whether a summary is available.

(a) Need for housing within the municipality and surrounding areas;

NO.

(b) Attitudes toward housing within the municipality and surrounding area;

NO.

(c) Housing costs within the municipality and surrounding area;

NO.

(d) The amount and percentage of vacant acreage zoned for industrial use.

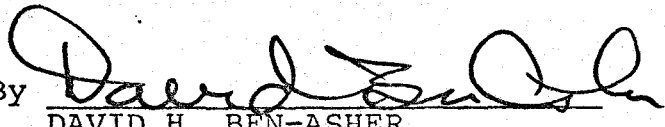
NO.

26. State whether you have ever received any federal or state assistance for any purpose since 1960, setting forth the date and size of the grant, the use to which such funds were put, the location of use, and whether any funds remain to be expended.

THIS INFORMATION IS TOO BROAD IN SCOPE. IF THE QUESTION WILL BE REVAMPED ASKING FOR SPECIFICS, THE SAME WILL BE ANSWERED.

26. (Continued)

BAUMGART & BEN-ASHER
Attorneys for Plaintiff

By 
DAVID H. BEN-ASHER
A Member of the Firm

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 wilfully false, I am subject to punishment.

THE MAYOR AND COUNCIL OF
By THE BOROUGH OF SOUTH PLATNFIELD

DATED: AUGUST 6, 1975

/S/ WILLIAM T. DE SABATO
WILLIAM T. DE SABATO, CLERK