

CA - South River

3/16/76

Cover

proposed judgment of dismissal w/ conditions

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CA 0021620

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FILE NO.

March 16, 1976

Honorable David D. Furman
Court House
Kennedy Square
New Brunswick, NJ 08900

Re: Urban League of Greater New
Brunswick, et al vs.
The Mayor and Council of the
Borough of Carteret, et al
Docket No: C-4122-73

Dear Judge Furman:

I enclose an original and/ ^{two} copy of a Judgment in the above captioned matter. If it meets with your approval, please sign it, file the original, and return the copy in the enclosed envelope.

By a copy of this letter I am informing my adversary and all parties affected hereby that unless you are notified within 5 days after service of the Order of specific objections thereto, that you may sign the Order in your discretion.

Respectfully,

RAFANO AND WOOD

Frank Cofone, Jr.
Frank Cofone, Jr.

FC:cal
Enclosures
cc: Daniel A. Searing
All Attorneys

CA0021620

South River

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ATTORNEYS FOR

Defendant-Borough of South River

Plaintiff

URBAN LEAGUE OF GREATER NEW BRUNSWICK,
et al

vs.

Defendant

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

SUPERIOR COURT OF
NEW JERSEY
CHANCERY DIVISION

Docket No. C-4122-73

CIVIL ACTION
JUDGMENT

This matter having been presented to the Court by Robert C. Rafano, attorney for the defendant Borough of South River and Daniel A. Searing attorney for the plaintiff Urban League of Greater New Brunswick and the Court being of the opinion that this matter should be dismissed on certain conditions,

It is ORDERED on this _____ day of March, 1976, that the plaintiffs complaint against the Borough of South River is hereby

dismissed on the condition that the Borough of South River amend its Zoning Ordinance as follows:

1. The building size of multi-family dwellings be increased to 3 stories.

2. The provisions pertaining to a special exception for the construction of a multi-family dwelling be deleted and that multi-family dwellings be permitted as a matter of right.

3. The provision that provides that the number of multi-family dwellings do not exceed 15% of the single family dwellings be deleted.

4. The acreage requirement for multiple family dwellings be reduced from 4 to 3 acres.

5. There be established a 75 front foot zone with a minimum of 7500 square foot lot size and that in this zone the square foot required for single-family dwellings be a minimum of 1,000 square foot.

6. Subject in the further Order of the Court as to delapated houses.

Be it further ORDERED that the complaint be dismissed and there be no costs or counsel fees to either side.

David D. Furman

Dated: March 16, 1976