

CA - Cranbury

4/10/84

Affidavit of John Payne, co-counsel
for II

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CA 002227 ✓

ERIC NEISSER, ESQ.
JOHN PAYNE, ESQ.
Constitutional Litigation Clinic
Rutgers Law School
15 Washington Street
Newark, New Jersey 07102
201/648-5687

BRUCE S. GELBER, ESQ.
JANET LA BELLA, ESQ.
National Committee Against Discrimination in Housing
733 Fifteenth Street NW, Suite 1026
Washington, D. C. 20005

ATTORNEYS FOR PLAINTIFFS

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION-MIDDLESEX COUNTY

URBAN LEAGUE OF GREATER]
NEW BRUNSWICK, et al.,]
]
Plaintiffs,]
]
vs.]
]
THE MAYOR AND COUNCIL OF]
THE BOROUGH OF CARTERET,]
et al.,]
]
Defendants.]
]
]

Docket No. C 4122-73
Civil Action

AFFIDAVIT

STATE OF NEW JERSEY)
 :ss.:
COUNTY OF ESSEX)

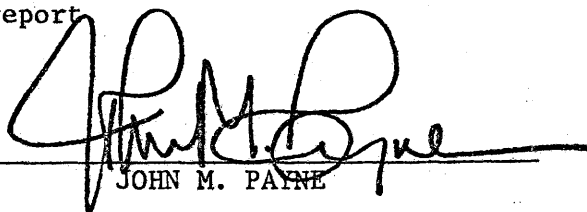
JOHN M. PAYNE, of full age, being duly sworn according to law, on oath,
deposes and says:

1. I am co-counsel for the plaintiff Urban League in the above-captioned matter.
2. On March 27, 1984, the deposition of Mr. George Raymond, the designated planning expert for the Township of Cranbury in this matter, was taken at the offices of Huff, Moran and Balint in Cranbury, New Jersey. Present in addition


to Mr. Raymond, myself and the court reporter were William Moran, Esq., counsel for the Township of Cranbury, William Warren, Esq., counsel for plaintiff Garfield & Co., Carl Bisgaier, Esq., counsel for plaintiff Cranbury Land Co., Michael Herbert, Esq., counsel for plaintiff Lawrence Zirinsky, and Janet LaBella, Esq., co-counsel for plaintiff Urban League. The transcript of Mr. Raymond's deposition was ordered immediately but is not yet available to the parties.

3. In his deposition testimony, Mr. Raymond was asked whether he would include a vacant and developable land factor in his allocation methodology if he were persuaded that accurate data on this factor had become available. Mr. Raymond stated that he would not do so, and that he believed that no land factor of any sort should be included in the fair share allocation process.

4. In his deposition testimony, Mr. Raymond further stated that it was his opinion that the Cranbury ordinance was not now in compliance with Mount Laurel II and would have to be revised even to comply with the fair share number proposed in his own expert's report.


JOHN M. PAYNE

SWORN TO and SUBSCRIBED
before me his 10th day
of April, 1984.


Attorney at Law of New Jersey