

VL v (South Plainfield

(1984)

Request that Elder Lodge Sites be eliminated
from judgment

2 pgs

ML000336L

file

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PLEASE REFER TO
FILE NO.

November 13th, 1984

South Plainfield Mayor and Council
Municipal Building
2480 Plainfield Avenue
South Plainfield, New Jersey 07080

South Plainfield Planning Board
Municipal Building
2480 Plainfield Avenue
South Plainfield, New Jersey 07080

re: Elderlodge, Incorporated

Gentlemen:

On November 8th, 1984, on motion brought by the Urban League for consolidation of the Elderlodge, Incorporated action pending against the Borough, the Board of Adjustment, and others, it was acknowledged by the Borough of South Plainfield that the Borough would rezone, under protest, to accommodate the judgment entered by Judge Serpentelli against the Borough of South Plainfield. You will recall that one of the parcels to be rezoned was the Elderlodge, Incorporated parcel. The rezoning contemplates mandatory set asides for 10% low and 10% moderate housing.

As directed by Elderlodge, Incorporated, I represented to the Court that if the rezoning of the Elderlodge tract included mandatory set asides of 10% low and 10% moderate housing, the Elderlodge project would not be completed in view of the fact that the mandatory set asides render the project not economically feasible. On that basis consolidation of the two actions was permitted with the understanding that Elderlodge, Incorporated would press for exclusion of the subject tract from the rezoning.

This information is called to the governing body's, and Planning Board's, attention in view of the fact that both bodies will be considering the proposed rezoning within thirty (30) days from November 8th, 1984. It should be noted that Elderlodge, Incorporated opposes this rezoning and respectfully urges upon the Mayor and Council, and the Planning Board, the substituting of other parcels and other parcels in the place and stead of the Elderlodge site. In any case, it is respectfully urged that the Elderlodge site should be eliminated from the

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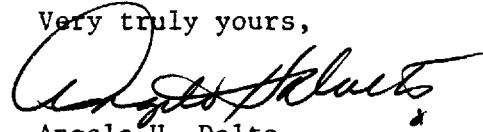
Mayor and Council, and
Planning Board

-2-

November 13th, 1984

judgment in question. It is our intention to press this position upon the Court and the Urban League as well.

Very truly yours,



Angelo H. Dalto

AHD:jsb

cc: Honorable Eugene D. Serpentelli
Barbara J. Williams, Esq.