

ML Old Bridge 3-Dec-1987

Letter from Stewart Hutt, lawyer for
Woodhaven Village -

re: Woodhaven's acreage in the Twp. of
Old Bridge

pgs = 4

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COPY

December 3, 1987

Ms. Audrey Winkler
 Council on Affordable Housing
 CN 813
 Trenton, NJ 08625-0813

Re: Urban League, et al. v. Carteret
 (Docket No. C-4122-73)
 Woodhaven Village, Inc. v. Old Bridge Twp.
 (Docket No. L-036734-84 P.W.)

Dear Ms. Winkler:

This firm represents Woodhaven Village, Inc. with regard to the above referenced litigation. We are in receipt of copy of letter from Thomas Norman, Esq. to The Honorable Eugene D. Serpentelli, A.J.S.C. dated November 24, 1987 (a copy of which is attached hereto). Mr. Norman advises that Old Bridge has submitted a housing element and fair share plan to COAH and expects certification before the end of this year. On behalf of Woodhaven Village, Inc. we hereby object to the granting of substantive certification to Old Bridge.

Woodhaven owns some 1455 acres in the Township of Old Bridge which acreage represents approximately 12.5% of the Township's land mass. Woodhaven instituted Mount Laurel litigation against the Township (et al.) on May 31, 1984. After eighteen months of settlement negotiations the parties entered a comprehensive settlement (Order & Judgment of Repose, entered by Hon. Eugene D. Serpentelli, A.J.S.C. on January 24, 1986). On October 6, 1987, The Hon. Eugene D. Serpentelli, A.J.S.C. entered an Order vacating the aforesaid Order and Judgment of Repose and transferring the Old Bridge Township Mount Laurel matter to COAH. Woodhaven has filed a Motion for Reconsideration which is pending before Judge Serpentelli. Accordingly, the ultimate outcome of the settlement is yet unknown.

As a result of the Mount Laurel action by Woodhaven pending for the past three and one-half years Old Bridge knew and knows of Woodhaven's significant interest in the Township's Mount Laurel compliance.

Ms. Audrey Winkler

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As the foregoing reveals, Woodhaven is clearly an interested party with regard to the Township's Mount Laurel compliance package. However, to date Woodhaven has not been provided with copies of either the draft or final Housing Element and Fair Share Plan.

Accordingly, we request that Woodhaven be provided with copies of each and every document submitted to COAH, that Woodhaven be copied on all future correspondence and that the Township not be granted substantive certification until such time as (1) the Court acts on the Motion for Reconsideration which will result in either transfer being made by the Court to COAH or not to COAH with regard to Woodhaven and (2) until such time as Woodhaven has had an opportunity to review and analyze the Township's proposal.

Very truly yours,

HUTT, BERKOW, & JANKOWSKI

BY: 

RONALD L. SJEMFFOWITZ

RLS:al

cc: Old Bridge Township Clerk, (CM:RRR #P631-902-025)

Mr. Joel Schwartz

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November 24, 1987

H.B. & J.

NOV 30 '87

The Honorable Eugene D. Serpentelli, A.J.S.C.
Superior Court of New Jersey
Ocean County Court House
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Toms River, New Jersey 08754

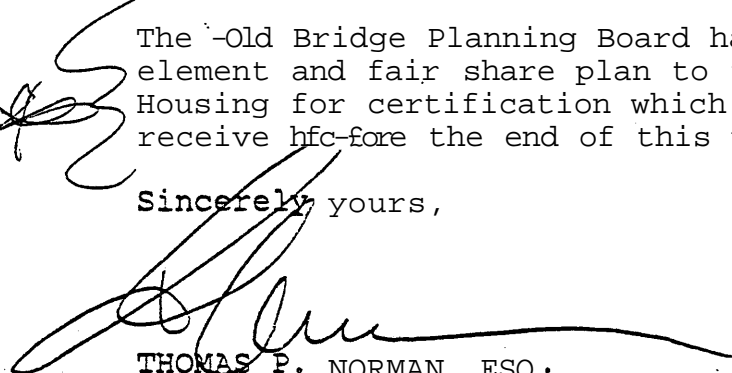
RE: Urban League, et al vs. Old Bridge Township et al
Docket No. C-4122-73

Dear Judge Serpentelli:

By this letter the Planning Board seeks to go on record opposing any motion for a rehearing as requested by Stewart Hutt, Esq., on behalf of Woodhaven Village. The Planning Board also acknowledges and applauds the position of Olympia and York indicating their desire to terminate the litigation. The Court's decision in this matter was comprehensive and thoughtful and there is no reason at this time to replot the landscape.

The Old Bridge Planning Board has submitted a housing element and fair share plan to the Council on Affordable Housing for certification which the Township expects to receive before the end of this year.

Sincerely yours,



THOMAS P. NORMAN, ESQ.

.TPN:gk

CC: Service List
Hank Bigneil
Joan George