

~~AAA~~ - Ringwood
ML

10-Dec-1985

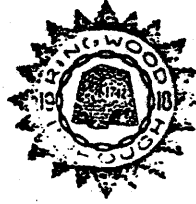
True copy of Resaution passed by the planning board
on 12/9/85

pgs. 2

~~ML000601 T~~
ML000601 T

Borough of Ringwood

C: JWF
AKatz
MKasler



PLANNING BOARD

60 MARGARET KING AVENUE
RINGWOOD, NEW JERSEY 07436

TO: MAYOR AND COUNCIL
FROM: H. M. FORSA, SECRETARY
DATE: DECEMBER 10, 1985
RE: COUNTRYSIDE PROPERTIES, INC.
VS. BOROUGH OF RINGWOOD

The following is a true copy of the Resolution which was approved by the Planning Board at its Special Public Meeting held on December 9, 1985:

RESOLUTION

INTRODUCED: Mr. Behrendt
SECONDED: Mr. MacAllen

WHEREAS, Lawrence D. Katz, Esquire, of the firm of Diamond, Afflitto & Raimondi, has forwarded to the Planning Board, through H. S. Peck, Jr., a copy of the revised proposed settlement agreement with Countryside Properties and, under cover of November 22, 1985, a draft of the ordinance prepared by Malcolm Kasler & Associates, P.A.; and

WHEREAS, the Planning Board has considered the letter of Mr. Katz of November 21, 1985 which was in response to the questions raised in the Planning Board's letter to Mr. Katz of August 8, 1985; and

WHEREAS, the Planning Board has considered the terms of the proposed settlement and the language of the proposed ordinance at its meetings of December 2, 1985 and December 9, 1985;

ore to 1985

DEC 11 1985

Mayor and Council

December 10/1985

Page 2

3e: Countryside Properties, Inc,

NOW, THEREFORE, BE IT RESOLVED that the Chairman and Secretary of the Ringwood Planning Board be and are hereby authorized to sign the Agreement in its present form when presented to the Planning Board by the Mayor and Council for execution.

BE IT FURTHER RESOLVED that the Ringwood Planning Board does recommend adoption of the ordinance in the form annexed to Mr. Katz* letter of November 22, 1985 on condition that a provision is added to the ordinance providing that the ordinance is adopted in specific implementation of an agreement reached between the Borough of Ringwood and Countryside Properties, Inc. which agreement resolved litigation pending under Docket No. L 67718-80 and Docket No. L 42095-81 and further that the ordinance becomes null and void in the event that a sewer connection to the Wanaque Regional" Sewer Plant is unobtainable due to any circumstances so that the ordinance and the agreement, with which it is companion, will both become null and void as provided in paragraph 13 of the settlement agreement.

BE IT FURTHER RESOLVED that the agreement which the Planning Board Chairman and Secretary are authorized to sign is that bearing date Revised 11/12/85 as further to be amended as indicated in Mr. Katz¹ letter of November 21, 1985 containing two pages "and addressed to H. Shepard Peck, Jr.

BE IT FURTHER RESOLVED that if the agreement- is not revised in accordance with Mr. Katz' Tetter of November 21, 1985 containing two pages and further if the proposed Zoning Ordinance is not amended as above provided^ that the authority herein for the execution of the agreement and approval of the ordinance is withdrawn.

H. M. Fusa

cc: Borough Manager
Borough Clerk