

RULS - AD - 1975 - 10

5/ ? / 1975

• Final Judgment of A.D.

pages - 3

5/6/75

PETER A. BUCHSBAUM, ESQ.  
P.O. Box 141  
(143 East State Street)  
Trenton, New Jersey 08625  
(609) 292-1920  
Attorney for Cieswick Plaintiffs

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: SOMERSET COUNTY  
DOCKET NOS. L-36896-70 P.W. and  
L-28061-71 P.W.

THE ALLAN-DEANE CORPORATION, a Delaware :  
corporation qualified to do business in :  
the State of New Jersey; and :  
LYNN CIESWICK, et al., :

Civil Action

Plaintiffs, :

FINAL JUDGMENT

-vs-

THE TOWNSHIP OF BEDMINSTER, et al., :

Defendants. :

The above entitled actions having been tried before the Court sitting without a jury, and the Court having considered the testimony, documentary exhibits, briefs and arguments of counsel, and the Court having filed its written opinion under date of February 24, 1975, and in accordance therewith except as modified by the decision of the Supreme Court of New Jersey in N.A.A.C.P. of Southern Burlington County v. Township of Mt. Laurel, decided

March 24, 1975,

It is on this            day of May, 1975 ORDERED that

1. The Bedminster Township zoning ordinance is hereby declared to be valid in part and invalid in part under Article I, Paragraph I of the Constitution of the State of New Jersey;

2. The Bedminster Township zoning ordinance, as it applies to the area of the Township east of a line drawn parallel with and 3000 feet west of United States Highway Route 202, is hereby declared to be arbitrary, capricious, unreasonable, and in violation of Article I, paragraph 1 of the State Constitution;

3. With regard to the area described in paragraph 2 above, the Township of Bedminster is given ninety days from the date of entry of this final judgment to adopt a revision of its zoning ordinance and zoning map applicable to said area. Such revisions shall ensure that Bedminster meets a fair share of the present and prospective regional need for low and moderate income housing by permitting multi-family housing, without bedroom or similar restrictions, small dwellings on very small lots, and low cost housing of other types, at all gross densities between five and fifteen residential units per acre as provided for in the Somerset County Master Plan. Said ordinance revisions shall also take whatever additional action encouraging the fulfillment of Bedminster's fair share of the present and prospective regional need for low and moderate income housing as may be necessary and advisable;

4. The defendants have the right to apply for reasonable and necessary additional time, not to exceed ninety days, to enact the revisions specified in paragraph 3 above;

5. Service of the ordinance revisions shall be made upon attorneys for the plaintiffs within five days of the enactment thereof;

6. Plaintiffs may challenge the validity of the ordinance revisions by supplemental complaint filed and served in either or both of these two actions within thirty days of the service upon their attorneys of said revisions.

---

B. THOMAS LEAHY, J.C.C. T/A