

RULS - AD - 1981 - 70

3/2/81

Order denying motion to intervene

Pgs - 2

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FILED

MAR 5 1981

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Dr. Louis Rambrink
Clerk

RUIS - AD - 1981 - 70

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PRINCETON, NEW JERSEY 08540
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ATTORNEYS FOR

Plaintiff

LEONARD DOBBS

vs.

Defendant

TOWNSHIP OF BEDMINSTER,
a Municipal Corporation

SUPERIOR COURT OF
NEW JERSEY
LAW DIVISION
SOMERSET COUNTY

P.W.
Docket No. L-12502-80

CIVIL ACTION

ORDER

This having been opened to the Court on January 30, 1981, by Brener, Wallack, Rosner & Hill (Guliet D. Hirsch, Esq. appearing), attorneys for The Hills Development Company, in the presence of McCarter & English (Joseph Falgiani, Esq. appearing) attorney for Defendant and Winne, Banta & Rizzi (Joseph F. Basralian, Esq. appearing) attorneys for Plaintiff, and the Court having considered the moving papers and arguments of counsel;

WHEREAS, this Court found that The Hills Development Company has an interest in the maintenance of the present zoning scheme of the Township of Bedminster due to its ownership of a substantial quantity of

land presently zoned for planned unit development and its pending and future development applications under the present procedures set forth in the current land development ordinance;

WHEREAS, this Court found that Plaintiff in the within action is requesting relief in the form of invalidation of the entire land development ordinance as well as invalidation of the zoning scheme as it applies specifically to Plaintiff's property; and

WHEREAS, this Court found ~~that despite the nine years of litigation in which The Hills Development Company's predecessor (The Allan Beane Corporation) actively litigated the validity of the previous land development ordinance of the township of Bedminster, which actions terminated in a Court Order requiring a master appointed by the Court to participate in and oversee the process of revising the Bedminster Township Land Development Ordinance to bring it into compliance with the New Jersey Constitution and State Law,~~ that The Hills Development Company was adequately represented by the Township of Bedminster in the within litigation challenging the validity of the entire zoning scheme of Bedminster Township.

NOW, THEREFORE, on this *2nd* day of *March*, 1981, it is

ORDERED that The Hills Development Company's Motion to intervene in the within action is hereby denied, but the applicant is hereby granted leave to participate as amicus curiae in this suit.

Wilfred P. Diana

Wilfred P. Diana, J.S.C.