

RULS-AD - 1984-499

10-29-89

Affidavit of DeCarlo re: settlement
printed in newspaper

1 ps.

PPA-8 end
11/5/84 - EDS

MARY DeCARLO, of full age, being duly sworn, saith: That she is the BILLING MANAGER of THE COURIER-NEWS, a newspaper published daily except Sunday, in the TOWNSHIP OF BRIDGE-WATER, in the County, and State aforesaid; and that a Notice, of which the annexed is a true copy, was published in said newspaper in the following issues: _____

10/26

Sworn and subscribed before me this

day of _____

29th
October A.D. 19 84
Glenore Moran

Mary DeCarlo

Notary Public of N.J.

NOTICE OF PROPOSED SETTLEMENT

ALAN-DEANE CORP., et al., and LYNN
SEWICK, et al., Plaintiffs vs. TOWNSHIP OF
BEDMINSTER, et al., Defendant.

A hearing is scheduled for November 12, 1984, before the Honorable Eugene Serpentelli, Superior Court of New Jersey, at 9:00 a.m. in the Ocean County Court House, Toms River, New Jersey to consider entry of a final judgment of compliance in favor of Bedminster Township, based upon a proposed settlement agreement which has been submitted to the Court. Entry of a final judgment of compliance would declare Bedminster Township in compliance with its obligation to provide realistic opportunity for housing affordable to low and moderate income households, and may bar for six years any claim that Bedminster is failing to provide sufficient housing opportunities for low and moderate income households.

The parties have agreed to settle the case upon the following terms:
1. Bedminster Township has an obligation between now and 1990 to create realistic opportunities for 454 units of housing affordable to low and moderate income households, including the 164 units now under construction at The Hills.
2. The Township has agreed to rezone certain lands for higher density residential use with a requirement of at least 28% low and moderate income housing. The Township has agreed to modify its zoning standards and the structure to facilitate construction of these units.
One developer has indicated that he will oppose the settlement on grounds that the fair share, the rezoned sites and the zoning amendments are inadequate to satisfy Bedminster's obligation. The developer will also seek a developer's remedy.

The full text of the proposed settlement may be examined and copied during regular business hours at the Bedminster Township clerk's office, or by appointment at the office of Kenneth E. Avelar, Department of the Public Advocate, CN 80, Trenton, New Jersey, (609) 292-1692.

Any interested party, including any low or moderate income person or organization or any owner of property in Bedminster Township, may file comments, upon, or objections to, the proposed agreement, together with copies of any supporting affidavits or documents, with the Honorable Eugene Serpentelli, Court House, CN 2191, Toms River, New Jersey 08754 on or before November 8, 1984. Copies must be filed with the Ocean County Clerk, Court House, Toms River, New Jersey 08754 and all counsel, Attorneys or clients can be obtained from Kenneth E. Avelar. This notice is promulgated by order of the Superior Court. It is intended to inform all interested persons of the existence of the proposed settlement. It does not indicate any view by the Court as to the merits of the lawsuit, the fairness, reasonableness or adequacy of the proposed settlement, or whether the Court will approve the settlement or enter a judgment of compliance.
10/26-17
Fax: 53819

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