

Hillsborough Litigation

1/7/98

Order granting Appellant's motion to supplement the record.

LB

HI 0000 750

A-5344-4513

HI0000750

ORDER ON MOTION

IN THE MATTER OF THE PETITION FOR  
SUBSTANTIVE CERTIFICATION OF THE  
HOUSING ELEMENT AND FAIR SHARE PLAN  
OF THE TWP OF HILLSBOROUGH ET AL

SUPERIOR COURT OF NEW JERSEY  
APPELLATE DIVISION  
DOCKET NO. A -005349-95T3  
MOTION NO. M -002158-97  
BEFORE PART: A  
JUDGE(S): LONG  
KIMMELMAN  
KLEINER

MOTION FILED: DECEMBER 05, 1997 BY: NJ FUTURE INC  
ANSWER(S) FILED: DECEMBER 16, 1997 BY: COAH  
DECEMBER 17, 1997 BY: HILLSBOROUGH ALLIANCE

SUBMITTED TO COURT: JANUARY 05, 1998

REC'D  
APPELLATE DIVISION

JAN 12 1998

ORDER

THIS MATTER HAVING BEEN DULY PRESENTED TO THE COURT, IT IS ON THIS

7 DAY OF January, 1998, HEREBY ORDERED AS FOLLOWS:

MOTION BY APPELLANT  
- TO SUPPLEMENT THE RECORD

FILED  
APPELLATE DIVISION

JAN 12 1998

GRANTED DENIED OTHER  
( X ) ( ) ( X )

SUPPLEMENTAL:

The motion to supplement the record is granted. The matter is temporarily remanded to COAH to consider all of the materials we have allowed to be added to the record before us (see our order on M-1289-97) along with such other facts as COAH deems relevant. See R. 2:5-5(b). Among other things, COAH shall consider whether, in view of recent actions by Hillsborough Township, the grant of substantive certification remains valid and whether any new issues requiring COAH resolution have been presented. COAH should also address the issue of whether the proposed development is governed by N.J.A.C. 5:93-5.4(d) or N.J.A.C. 5:93-5.4(c). Jurisdiction is retained.

GPS 33-99

FOR THE COURT:

JUMTM

Virginia Long  
VIRGINIA LONG P.J.A.D.)