

RESOLUTION
Of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2026-

Council Meeting Date: 07-14-2026

Date Adopted:

TITLE: RESOLUTION OF THE BOROUGH OF NEW PROVIDENCE
REFERRING TO THE PLANNING BOARD OF THE BOROUGH
AMENDMENTS TO THE BOROUGH'S HOUSING ELEMENT AND FAIR
SHARE PLAN FOR CONSIDERATION AND ADOPTION

Councilperson _____ submitted the following resolution, which was duly seconded
by Councilperson _____.

WHEREAS, an Order was entered by the Superior Court on April 14, 2025
setting the Borough's Fourth Round Fair Share obligations; and

WHEREAS, the Borough filed a Housing Element and Fair Share Plan (HEFSP)
on June 19, 2025; and

WHEREAS, VW Murray Hill, LLC filed a challenge to the Borough's plan on
August 28, 2025; New Providence Mountain Developers, LLC filed a challenge on
August 29, 2025; and Fair Share Housing Corporation (FSHC), 2100 New Providence
LLC, and Toll NJ I, LLC filed challenges to the Borough's plan on August 31, 2025;
and

WHEREAS, the Borough participated in the Affordable Housing Dispute
Resolution Program established by the State; and

WHEREAS, the Borough and FSHC and agreed to amicably resolve the issues
set forth in the challenge of FSHC; VW Murray Hill, LLC and Toll NJ I withdrew their
challenges; and New Providence Mountain Developers, LLC and 2100 New
Providence, LLC have continued their challenges; and

WHEREAS, the Borough adopted all enabling ordinances required in its
agreement with FSHC and submitted such to the Borough's Planning Board which
included an amended HEFSP, the Planning Board considered and recommended such
on March 17, 2026; and

WHEREAS, the Borough endorsed the HEFSP as recommended by the
Planning Board on May 12, 2026; and

WHEREAS, as a result of changed circumstances, the Borough and FSHC
agreed to revise their mediation agreement, which revision requires changes to the

Borough's HEFSP which changes are described in a report prepared by the Borough's Planner;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Providence, County of Union, State of New Jersey that the Borough Clerk shall send to the Borough of New Providence Planning Board a report from the Borough's planner detailing the changes being made to the HEFSP as a result of the revised mediation agreement for consideration by the Planning Board for adoption by said Board which adoption may thereafter be endorsed by the Mayor and Council.