NOTICE OF COMPLIANCE HEARING FOR THE TOWNSHIP OF TOM RIVER
COUNTY OF OCEAN ("TOWNSHIP"), FOR THE TOWNSHIP'S HOUSING
ELEMENT AND FAIR SHARE COMPLIANCE PLAN FOR THE
AFFORDABLE HOUSING PERIOD 1987-2025
DOCKET NO. OCN-L-001867-15

PLEASE TAKE NOTICE that on Thursday, May 11, 2017 at 9:30 AM there will be a Compliance Hearing (the "Hearing") before the Honorable Mark Troncone, J.S.C. at the Ocean County Courthouse. 100 Washington Street, Toms River, New Jersey. The purpose of the Hearing is for the Court to review and approve the Township's updated Housing Element and Fair Share Plan, including implementing ordinances (hereinafter the "Affordable Housing Plan"), as meeting the Township's obligation to provide a realistic opportunity to satisfy its rehabilitation, Prior Round and Third Round "fair share" of the regional need for housing affordable to low income and moderate income households pursuant to the Fair Housing Act, *N.J.S.A.* 52:27D-301, et seq., the substantive, applicable regulations of the New Jersey Council on Affordable Housing ("COAH"), the New Jersey Supreme Court's March 10, 2015 decision in the matter of In re N.J.A.C. 5:96 & N.J.A.C. 5:97, 221 N.J. 1 (2015) and other applicable laws.

The Court will consider whether the Affordable Housing Plan fully addresses the existing components of the Township's affordable housing obligation for the period 1987-2025. These include the Prior Round (1987-1999), the new construction obligation of 1735 units, a Rehabilitation obligation of 243 units and a Third Round (1999-2025) and new construction obligation of 1285 units, which are subject to possible future modification. The Affordable Housing Plan provides a detailed list of the Township's total affordable housing obligation, all compliance mechanisms and demonstrate the Township's compliance with those affordable housing obligations, which includes amendments to the Township's Affordable Housing Ordinance to include inclusionary zoning obligations and the proposed rezoning of certain properties. The full text of the Settlement Agreement and the Township's Affordable Housing Plan is available for public inspection and/or photocopying (at requestor's expense) on during normal business hours at the Township Clerk's Office located at 33 Washington Street, Toms River, NJ. The Township's Updated Spending Plan which has been approved by the Court is also available for inspection at the Clerk's Office.

On the date of the Hearing, the Court will conduct a Compliance Hearing to determine whether the Settlement Agreement, Affordable Housing Plan and Updated Spending Plan, are fair to low and moderate income households and creates a realistic opportunity for satisfaction of the Township's affordable housing obligations pursuant to the Mount Laurel decisions and their progeny, the Fair Housing Act (N.J.S.A. 52:27D-301, et seq.) and the applicable procedural and substantive regulations of COAH and the Supreme Court's March 10, 2015 decision in the matter of In re N.J.A.C. 5:96 & N.J.A.C. 5:97, 221 N.J. 1 (2015) to satisfy the Township's affordable housing responsibilities for the period 1987-2025.

The Township seeks a Judgment of Compliance and Repose formally approving the Affordable Housing Plan and Updated Spending Plan, subject to appropriate conditions, if any, that may be imposed by the Court, which Judgment of Compliance will entitle the Township to protection from any Mount Laurel builder's remedy lawsuits for a period of time to be determined by the Court.

Any interested third party that seeks to appear and be heard at the May 11, 2017 Hearing on the Settlement Agreement or the Township's Affordable Housing Plan and Updated Spending Plan, shall have the opportunity to present any position on the Settlement Agreement and Township Affordable Housing Plan and Updated Spending Plan. Objections or comments by any interested person must be filed with the Court at the above address on or before May 1, 2017 with duplicate copies being forwarded by mail and e-mail to the attention of the following:

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This Notice is provided pursuant to directive of the Court and is intended to inform interested parties of the Settlement Agreement, the Township's Affordable Housing Plan and Updated Spending Plan, and inform such parties that they are able to comment on said Settlement Agreement, Housing Plan and Updated Spending Plan, before the Court reviews and evaluates whether to approve the Settlement Agreement, Housing Plan and Updated Spending Plan. This Notice does not indicate any view by the Court as to the fairness of the Settlement Agreement or the adequacy of the Township's Affordable Housing Plan and Updated Spending Plan.