

**RESOLUTION 25-0113.21**

**ADOPTING THE STATE AFFORDABLE HOUSING CALCULATIONS AND AUTHORIZING THE REQUIRED LITIGATION**

**WHEREAS**, by way of P.L. 2024, c. 2, the State of New Jersey has created the "Affordable Housing Dispute Resolution Program" (the "Program") within the judiciary through which the judiciary reviews and grants a certification of compliance pursuant to the Fair Housing Act, N.J.S.A. 52:27D-301 et seq., for municipalities adopting housing element and fair share plans that include the constitutional obligation to create realistic opportunities for low- and moderate-income households; and

**WHEREAS**, the Township of Long Beach (the "Township") intends to preserve its ability to seek a certification of compliance pursuant to the Fair Housing Act, by formally determining and calculating its present and prospective need, and authorizing the filing of a declaratory judgment through the Program; and

**WHEREAS**, the Township has reviewed the calculations prepared by the Department of Community Affairs for the period from 2025 to 2035, which determined that the Township has a present need of 0 units and a prospective need of 47 units; and

**WHEREAS**, the Township has determined that the calculations of present and prospective need for low- and moderate-income households thereunder appear to conform to the standards established under the Fair Housing Act, and wishes to accept these calculations; and

**WHEREAS**, the Township is located entirely within an environmentally constrained area, due to its location on a barrier island located within the flood zones, and the Township anticipates relying upon a vacant land adjustment as part of its mechanisms of compliance; and

**WHEREAS**, the Township adopts this binding resolution, pursuant to the Fair Housing Act, committing to the adoption of a housing element and fair share plan within the timelines established by the Fair Housing Act.

**NOW, THEREFORE, BE IT RESOLVED**, in accordance with the foregoing recitals, which are incorporated herein, by the Township of Long Beach as follows.

1. The Township has determined that its present need obligation for affordable housing during the period from 2025 to 2035 is 0 units.
2. The Township has determined that its prospective need obligation for affordable housing during the period from 2025 to 2035 is 47 units.
3. The Township's special affordable housing counsel, Gibbons P.C., is hereby authorized to file a declaratory judgment action within the Program seeking a certificate of compliance.
4. A copy of this resolution shall be posted on the municipal website of the Township within forty-eight (48) hours.

PASSED ON: January 13, 2025

**CERTIFICATION**

I, **Danielle La Valle**, Municipal Clerk for the Township of Long Beach, do hereby certify that the foregoing resolution was duly adopted by the Board of Commissioner at the reorganization/regular meeting held on January 13, 2025.

I, DANIELLE LA VALLE, MUNICIPAL CLERK, OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, HEREBY CERTIFY THAT THE ABOVE IS A TRUE COPY OF AN (ORDINANCE) (RESOLUTION) ADOPTED BY THE BOARD OF COMMISSIONERS AT A MEETING HELD ON 1/13/25.

*Danielle La Valle*  
DANIELLE LA VALLE, RMC, MUNICIPAL CLERK

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Danielle La Valle, RMC  
Municipal Clerk