

RECEIVED  
JUN 30 2016

FILED  
JUN 24 2016

PREPARED BY THE COURT:

Et: .....

STEPHAN C. HANSEN, J.C.

IN THE MATTER OF THE  
APPLICATION OF THE  
TOWN OF DOVER FOR A  
DETERMINATION OF MOUNT  
LAUREL COMPLIANCE,

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION, MORRIS COUNTY  
Docket No. MRS-L-1696-15

Civil Action

Petitioner.

**AMENDED ORDER  
GRANTING SUBSTANTIVE  
CERTIFICATION AND JUDGMENT  
OF COMPLIANCE AND REPOSE**

**THIS MATTER**, having been opened to the Court by Weiner Lesniak, LLP, Glenn C. Kienz, Esq. appearing, attorneys for Petitioner, **TOWN OF DOVER** in accordance with the Supreme Court's determination In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221, N.J. 1 (2015); and after a properly noticed fairness and compliance hearing held

**IT IS** on this 24<sup>TH</sup> day of June, 2016;

**ORDERED**, as follows:

1. Declaratory Judgment is entered that the **TOWN OF DOVER** is in compliance with its constitutional obligations for affordable housing, and provides a realistic opportunity for low-income and moderate-income housing. The **TOWN OF DOVER'S** Housing Element and Fair Share Plan dated March 2016 prepared by Marcia Shiffman, of

Maser Consultants, P.A. (the "Plan") is valid and meets the Town's Mt. Laurel affordable housing obligations.

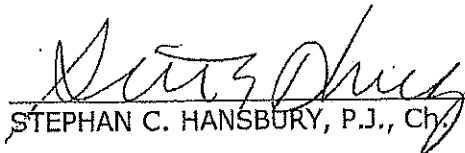
2. The is granted immunity against builder's remedy litigation and exclusionary zoning challenges for a period of ten (10) years from the date of this Order, as long as the **TOWN OF DOVER** implements its approved Plan.

3. The **TOWN OF DOVER** is granted the judicial equivalent of substantive certification for a period of ten (10) years from the date of this Order, as long as the **TOWN OF DOVER** implements its approved Plan.

4. The Court anticipates the final plan addressing the issues raised in the letter of June 2, 2016 from Fair Share Housing Center will be approved by the Planning Board and governing body no later than August 16, 2016. The Court will hold a telephonic case status conference on August 16, 2016, at 4:00 p.m. to be set up by counsel for Petitioner. In the event necessary approvals are obtained prior to that date, counsel for Petitioner shall advise the Court and the conference will be canceled.

5. The Town shall expedite municipal approvals/denials on inclusionary development applications; cooperate with developers of inclusionary developments in scheduling pre-application conferences; comply with the Municipal Land Use Law (N.J.S.A. 40:55D-1, et seq.; and promptly adopt and implement its Plan.

The Court directs that a copy of the within Order be served on all parties in this action within seven (7) days of the date hereof.

  
STEPHAN C. HANSBURY, P.J., Ch.