

**TOWNSHIP OF UPPER DEERFIELD**

**RESOLUTION 19-157**

**AUTHORIZING AMENDMENT OF AN AGREEMENT WITH LAND PARTNERS OF NJ, LLC, FOR THE PROVISION OF AFFORDABLE HOUSING AS PART OF THE DEVELOPMENT OF BLOCK 818, LOTS 1-6, BLOCK 819, LOTS 1-7, BLOCK 820, LOTS 1-31 BLOCK 821, LOTS 1-25, ALSO KNOWN AS “SEABROOK EAST”**

**WHEREAS**, Upper Deerfield Township entered into Developer’s Agreement with Land Partners of NJ, LLC, dated December 12, 2018, which Developer’s Agreement, among other things, provided for the ability of the Land Partners of NJ, LLC to develop affordable housing units offsite to satisfy its obligation for inclusionary development; and

**WHEREAS**, The Developer’s Agreement required Land Partners of NJ, LLC to obtain the offsite properties on or before six months from execution of Developer’s Agreement; and

**WHEREAS**, Land Partners has requested an extension of time within which to obtain the offsite properties to satisfy their affordable housing obligation under the Developer’s Agreement; and

**WHEREAS**, in addition to requesting an extension of time, Land Partners of NJ, LLC has requested a modification to the Developer’s Agreement to change the approved residential building models to be developed onsite; and

**WHEREAS**, the Township Committee of Upper Deerfield Township is agreeable to the requested changes made by Land Partners of NJ, LLC and is desirous of adopting this Resolution to provide for the terms and conditions of its’ acceptance of the requested changes.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of Upper Deerfield Township that the Developer’s Agreement dated December 12, 2018 being the same may be modified in the following particulars:

1. The date by which the developer is required to obtain the offsite properties for the purposes of constructing the required affordable housing units being the same is hereby extended to November 1, 2019.
2. The Developer’s Agreement may be modified to substitute the model types, as more particularly set forth on the exhibits attached to this Resolution provided however that the building models shall meet the minimum square footage requirements of ordinance section 405, Attachment 2:12.
3. The Mayor and Township Clerk are being the same are hereby authorized to execute the amendment to the Developer’s Agreement in the form attached hereto.

Moved By: John L. Daddario

Seconded By: John T. O’Neill, Sr

VOTING

James P. Crilley  
John L. Daddario  
John T. O'Neill, Sr  
Bruce T. Peterson  
Scott Smith

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
X			
X			
X			
			X
			X

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Township Committee of the Township of Upper Deerfield, in the County of Cumberland, at a meeting thereof held August 15, 2019.

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Roy J. Spoltore, Township Clerk