



**BOROUGH OF FLORHAM PARK
COUNTY OF MORRIS, STATE OF NEW JERSEY
RESOLUTION #26-68**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FLORHAM PARK
IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, ADOPTING THE BOROUGH OF
FLORHAM PARK AFFORDABLE HOUSING TRUST FUND FOURTH ROUND SPENDING
PLAN**

WHEREAS, the Amended Fair Housing Act (P.L. 2024), created a new process for municipalities to come into constitutional compliance with their affordable housing obligations, and which the Borough of Florham Park filed a Declaratory Judgement action, MRS-L-157-25, on January 21, 2025 to participate in that process; and

WHEREAS, the Borough has a Fourth Round obligation of 305, as set forth in the Order by the Hon. Janine M. Allen, JSC filed April 29, 2025; and

WHEREAS, the Borough of Florham Park Planning Board adopted the Housing Element and Fair Share Housing Plan (HEFSP) of the Borough of Florham Park Master Plan, dated June 11, 2025, on June 23, 2025; and

WHEREAS, the Borough participated in Settlement hearings and Session hearings before the Affordable Housing Dispute Resolution Program (“the Program”) and the presiding Program judge over the case, the Hon. Menelaos W. Toskos, on November 13, 2025, December 19, 2025, and December 29, 2025; and

WHEREAS, as a result of the Program, the Borough worked in good faith and resolved the challenged issues with FSHC via a negotiated Mediation Agreement, which was fully executed by both parties on December 31, 2025; and

WHEREAS, the Mediation Agreement setting forth the agreed upon requirements in order to receive a compliance certification of its Fourth Round HEFSP was executed with FSHC on December 30, 2025; and

WHEREAS, the Mediation Agreement stipulates that the Borough update its Affordable Housing Trust Fund Spending Plan in accordance with recently adopted Uniform Housing Affordability Control Regulations, N.J.A.C. 5:80-26.1 et seq., and Fourth Round Affordable Housing Regulations, N.J.A.C. 5:99-1.1 et seq.; and

WHEREAS, N.J.A.C. 5:99-2, et. seq. requires a municipality with an Affordable Housing Trust Fund to receive approval of the spending such funds in accordance with N.J.S.A. 52:27D-329.2.a(4) and that a municipality within the jurisdiction of the Program or a court of competent jurisdiction shall not spend affordable housing trust funds unless the Program has approved a plan for or the Division has approved spending plan expenditures for emergent opportunities to create affordable housing after a municipality has obtained compliance certification in conformance with N.J.A.C. 5:99-4; and

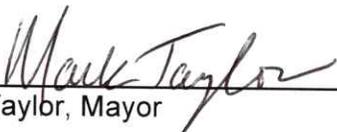


WHEREAS, the Borough has prepared its Affordable Housing Trust Fund Fourth Round Spending Plan consistent with N.J.A.C. 5:99-2, et. seq., submitted that Spending Plan for review in accordance with the Mediation Agreement with FSHC, and now desires to adopt the Spending Plan prior to the March 15, 2026 deadline established by the Amended Fair Housing Act.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Florham Park, Morris County, State of New Jersey, as follows:

1. The Borough Florham Park hereby adopts an Affordable Housing Trust Fund Fourth Round Spending Plan;
2. The Borough Clerk and all appropriate officials, employees and professionals of the Borough are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this Resolution.
3. This Resolution shall take effect immediately.

Council Approval: March 11, 2026



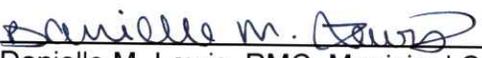
Mark Taylor, Mayor

Attest:



Danielle M. Lewis, RMC, Municipal Clerk

I HEREBY CERTIFY this to be a true and correct Resolution of the Mayor and Borough Council of the Borough of Florham Park, and adopted on March 11, 2026.



Danielle M. Lewis, RMC, Municipal Clerk