

TOWNSHIP OF SADDLE BROOK
ORDINANCE # 1701-21

AN ORDINANCE AMENDING CHAPTER 206-9.43.1, F AFFORDABLE
HOUSING RESIDENTIAL DISTRICT

WHEREAS, the Mayor and Council of the Township of Saddle Brook recognize the need to amend Chapter 206-9.43.1, F “Affordable Housing Residential District” of the Township Ordinance as follows:

Now, therefore, be it ordained as follows:

SECTION 1.

Chapter 206-9.43.1 F., is repealed and the following is substituted in its place:

All development in the AH-5 Affordable Housing Residential District shall comply with the March 10, 2015 New Jersey Supreme Court decision In re the Adoption of N.J.A.C. 5:96 and 5:97 by NJ Council on Affordable Housing and COAH’s Second Round Rules (N.J.A.C. 5:93). The required affordable set-aside shall be 15% for rental developments and 20% for for-sale developments.

All affordable units ~~created~~ within the AH-5 district shall be developed restricted, regulated and administered in accordance with the provisions of the Uniform Housing Affordability Controls rules (N.J.A.C. 5:80-26.1 et seq.), the New Jersey Fair Housing Act (N.J.S.A. 52:27D-301 et seq.), including the Fair Housing Act’s definition of very low-income households, and all other provisions of Chapter 48, “Affordable Housing”, of the Code of the Township of Saddle Brook.

SECTION 2.

All other parts, portions and provisions of the Township of Saddle Brook Code, be and the same, are hereby ratified and confirmed, except where inconsistent with the terms hereof. In the event of any such inconsistency, the terms of this Ordinance shall be deemed to govern.

SECTION 3.

The terms of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

SECTION 4.

This Ordinance shall take effect immediately upon final passage and publication according to law.

ATTEST:

Peter LoDico, Township Clerk

APPROVED:
TOWNSHIP OF SADDLE BROOK

Karen D'Arminio, Council President

Mayor Robert White

Adopted: