

**STILLWATER TOWNSHIP
SUSSEX COUNTY, NJ**

RESOLUTION 2025-094

**A RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF
STILLWATER, IN THE COUNTY OF SUSSEX, STATE OF NEW JERSEY
TO APPROPRIATE FUNDS OR BOND IN THE EVENT OF A SHORTFALL OF FUNDING FOR
THE TOWN 'S AFFORDABLE HOUSING PROGRAMS**

WHEREAS, on January 22, 2025, the Township of Stillwater (hereinafter "Township") filed a Declaratory Judgment Complaint in Superior Court, Law Division seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan, to be amended as necessary, satisfies its "fair share" of the regional need for low- and moderate-income housing pursuant to the "Mount Laurel" doctrine;" and

WHEREAS, the Township filed the Declaratory Judgment Complaint pursuant to the amended Fair Housing Act which requires municipalities to submit a Housing Element and Fair Share Plan by June 30, 2025 in order to maintain immunity from builder's remedy lawsuits; and

WHEREAS, the Township adopted a Housing Element and Fair Share Plan on or about May 21, 2025; and

WHEREAS, the Township has prepared a Spending Plan consistent with P.L.2008, c.46;
and

WHEREAS, in the event funding sources as identified in the proposed Spending Plan prove inadequate to complete the affordable housing programs included in the Township's Housing Element and Fair Share Plan and any future amendments thereof, and to the extent permitted by law, the Town shall provide sufficient funding to address any shortfalls.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Committee of the Township of Stillwater in the County of Sussex, and the State of New Jersey to the extent permitted by law, do hereby agree to appropriate funds or authorize the issuance of debt to fund any shortfall in its affordable housing program that may arise whether due to inadequate funding from other sources or for any other reason; and

BE IT FURTHER RESOLVED that, the Township agrees to appropriate funds or authorize the issuance of debt within 90 days of written notification by the Dispute Resolution Program or a court of competent jurisdiction; and

BE IT FURTHER RESOLVED that the Township may repay debt through future collections of development fees, as such funds become available.

I hereby certify that the foregoing is a true copy of a resolution duly adopted by the Township of Stillwater Governing Body at a meeting held on June 17, 2025.

Valerie Ingles, RMC, CMR, Municipal Clerk

Lisa Chammings, Mayor