

**SURENIAN, EDWARDS & NOLAN, LLC**

707 Union Avenue, Suite 301

Brielle, NJ 08730

(732) 612-3100

Attorneys for Declaratory Plaintiff, Borough of Far Hills

By: Jeffrey R. Surenian (Attorney ID: 024231983)

Nancy L. Holm (Attorney ID: 013442006)

**IN THE MATTER OF THE  
APPLICATION OF THE BOROUGH OF  
FAR HILLS, COUNTY OF SOMERSET**SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
SOMERSET COUNTY

DOCKET NO.: SOM-L-903-15

CIVIL ACTION – *MOUNT LAUREL***CASE MANAGEMENT ORDER**

THIS MATTER having been opened to the Court by Surenian, Edwards & Nolan, LLC, Nancy L. Holm, Esq. appearing on behalf of declaratory plaintiff, Borough of Far Hills (hereinafter “the Borough” or “Far Hills”) via a Declaratory Judgment Complaint filed on July 2, 2015 seeking judicial approval of the Borough’s Round 3 Housing Element and Fair Share Plan (hereinafter “Fair Share Plan”) in response to In Re Adoption of N.J.A.C. 5:96, 221 N.J. 1 (2015) (“Mount Laurel IV”); and the Court having granted the Borough immunity from Mount Laurel lawsuits, which has remained in force, without interruptions, from July 2, 2015 to the present; and the Court having appointed James Kyle, P.P., A.I.C.P. as the Special Master (hereinafter the “Court Master”); and Fair Share Housing Center (“FSHC”) having participated in the Borough’s DJ Action as an interested party; and the Borough and FSHC having entered into a Settlement Agreement dated October 15, 2018; and the Court having held a Fairness Hearing on December 20, 2018; and the Court Master having issued a Report, dated December 18, 2018, for the Fairness Hearing outlining items required for compliance; and the Borough having satisfied the

requirements for compliance, thus necessitating the scheduling of a Compliance Hearing; and for good cause having been shown;

It is hereby ordered on this 2 day of September 2020, as follows:

1. A Compliance Hearing to consider approval of the Borough's Housing Element and Fair Share Plan and the issuance of a Judgment of Compliance and Repose, which will provide the Borough and its Planning Board immunity from all Mount Laurel lawsuits, other than those brought to enforce the terms of the Settlement Agreements or the Court's orders through July 2, 2025, is scheduled for NOVEMBER 17, 2020 at 9:00AM.

2. The temporary immunity from Mount Laurel lawsuits, including builder's remedy lawsuits, that is currently in place for the Borough and its Planning Board will remain in place until thirty (30) days after a final Compliance Hearing is held.

3. Counsel for the Borough shall provide copies of this Order to the Borough's Service List within seven (7) days of receipt.

**/S/ THOMAS C. MILLER, A.J.S.C.**

**HON. THOMAS C. MILLER, ~~J.S.C.~~ A.J.S.C.**