

ASSEMBLY, No. 2309

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 16, 1996

By Assemblymen BAGGER and AUGUSTINE

1 AN ACT concerning affordable housing and amending P.L.1995,
2 c.231.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

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7 1. Section 1 of P.L.1995, c.231 (C.52:27D-310.1) is amended to
8 read as follows:

9 1. When computing a municipal adjustment regarding available
10 land resources as part of the determination of a municipality's fair
11 share of affordable housing, the Council on Affordable Housing shall
12 exclude from designating as vacant land any land listed on a master
13 plan of a municipality as being dedicated, by easement or otherwise,
14 for purposes of conservation, park lands or open space and which is
15 owned, leased, licensed, or in any manner operated by a county,
16 municipality or tax-exempt, nonprofit organization, or by more than
17 one municipality by joint agreement pursuant to P.L.1964, c.185
18 (C.40:61-35.1 et seq.), for so long as the entity maintains such
19 ownership, lease, license, or operational control of such land.

20 (cf: P.L.1995, c.231, s.1)

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22 2. This act shall take effect immediately .

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STATEMENT

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27 Under current law, when computing a municipal adjustment
28 regarding available land resources as part of the determination of a
29 municipality's fair share of affordable housing, the Council on
30 Affordable Housing (COAH) must exclude from designating as vacant
31 land any land that is dedicated for conservation, park lands or open
32 space purposes and which is owned by a county, municipality, or tax-
33 exempt nonprofit organization. This bill would provide for the
34 exclusion of such sites if they are owned, leased, licensed, or in any

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 manner operated by a municipality or by more than one municipality
2 by joint agreement pursuant to P.L.1964, c.185 (C.40:61-35.1 et seq.).
3 The bill would further the Legislature's directive to COAH to adopt
4 criteria and guidelines which provide for adequate land for recreational
5 purposes.

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10 Changes definition of vacant land for purposes of determining
11 municipality's fair share of affordable housing.