



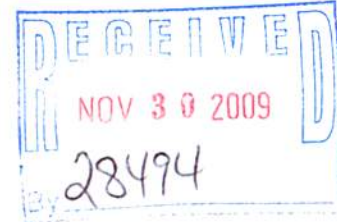
Borough of Oakland, New Jersey

Phone: (201) 337-8111

Fax: (201) 337-1520

www.oakland-nj.org

November 25, 2009



Ms. Eileen Swan, Executive Director
New Jersey Highlands Council
100 North Road
Chester, NJ 07930

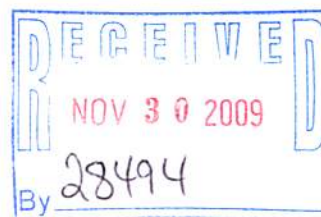
Dear Ms. Swan:

Enclosed please find a resolution expressing the Borough of Oakland's intent to conform to the Highlands Act. It was adopted by the Mayor and Council on November 24, 2009.

Sincerely,

Lisa M. Duncan
Borough Clerk

Enclosure



Borough of Oakland
Bergen County, New Jersey

Resolution 09-247

A RESOLUTION EXPRESSING THE BOROUGH OF OAKLAND'S
INTENT TO CONFORM TO THE HIGHLANDS ACT

WHEREAS, the Highlands Water Protection and Planning Act (Highlands Act), N.J.S.A. 13:20-1 et seq., finds and declares that protection of the New Jersey Highlands is an issue of State level importance because of its vital link to the future of the State's drinking water supplies and other key natural resources; and

WHEREAS, Section 14.a of the Highlands Act specifies that, within 9 to 15 months after the adoption of the Regional Master Plan, each municipality located wholly or partially in the Preservation Area shall submit to the Highlands Council such revisions of the municipal master plan and development regulations, as applicable to the development and use of land in the Preservation Area, as may be necessary in order to conform them with the goals, requirements, and provisions of the Regional Master Plan; and

WHEREAS, the Highlands Council adopted the Regional Master Plan on September 8, 2008; and


WHEREAS, portions of the Borough of Oakland lie within the Highlands Preservation Area as defined by the Highlands Act; and

WHEREAS, over the passing of time and the Borough's reluctance to submit a Notice of Intent to petition the Highlands Council for plan conformance, it has become abundantly clear that the influence of the Highlands Council upon other State agencies through the Highlands Rules and the enforcement of the Highlands Regional Master Plan will negatively impact permitting and approvals that are vital to the Borough; and

WHEREAS, the NJDEP has indicated an intent to withdraw all wastewater service area designations in any municipality that lies wholly or partially in the Preservation Area and refuses to conform to the Highlands Regional Master Plan; and

WHEREAS, the Borough Council, while not supporting the confiscatory aspects of the Highlands Act, recognizes that non-compliance with the Regional Master Plan within that portion of the Borough in the Preservation Area will create potential hardships in the State permitting approval process.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Oakland, in the County of Bergen and State of New Jersey, that the Borough hereby resolves, with the assistance of the Highlands Council staff, to make every effort to conform to the Highlands Act for all lands lying within the Preservation Area on or before the statutory deadline of December 8, 2009.



JOHN P. SZABO, JR. MAYOR

ATTEST:



LISA M. DUNCAN, BOROUGH CLERK

November 24, 2009

DATE ADOPTED

	Motion	Second	Ayes	Nays	Abstain	Absent
Burns			✓			
Di Pentima			✓			
Marcalus	✓		✓			
Pignatelli			✓			
Stagg			✓			✓
Visconti		✓	✓			
Mayor Szabo						