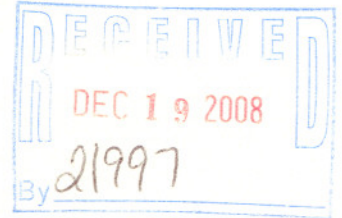


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JOHN P. JANSEN  
PAULA J. DeBONA

OF COUNSEL:  
FRED C. SEMRAU

December 17, 2008

Eileen Swan, Executive Director  
New Jersey Highlands Water Protection and Planning Council  
100 North Road  
Chester, New Jersey 07930-2322

Re: Borough of Mendham - Notice of Intent to Petition

Dear Ms. Swan:

Please be advised that I serve as Special Counsel to the Borough of Mendham. Enclosed please find a certified copy of Resolution #196-08, NOTICE OF INTENT TO PETITION THE HIGHLANDS COUNCIL FOR PLAN CONFORMANCE.

Please sign and return the enclosed copy of this letter to indicate your receipt of same.

Please do not hesitate to contact me should you have any questions.

Very truly yours,

A handwritten signature in cursive script that reads "Paula J. DeBona".

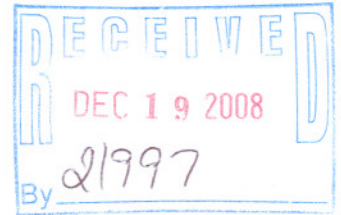
Paula J. DeBona

Enclosure

cc: Council on Affordable Housing  
Maureen Massey, Borough Clerk  
Ellen M. Sandman, Borough Administrator  
Fred Semrau, Borough Attorney  
Adrian Humbert, Borough Planner, w/enclosure  
David Bansich, Special Planner, w/enclosure

Received by Highlands Council on \_\_\_\_\_  
Signed: \_\_\_\_\_

BOROUGH OF MENDHAM  
MORRIS COUNTY, NEW JERSEY



RESOLUTION #196-08

NOTICE OF INTENT TO PETITION THE HIGHLANDS COUNCIL  
FOR PLAN CONFORMANCE

**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**, the Highlands Act creates a coordinated land use planning system requiring the Highlands Water Protection and Planning Council (Highlands Council) to prepare and adopt a Regional Master Plan for the Highlands Region and requiring that within nine to fifteen months after September 8, 2008, each county and municipality located wholly or partially in the Preservation Area must submit a Petition for Plan Conformance to the Highlands Council for that portion of its jurisdiction lying within the Preservation Area; and

**WHEREAS**, the Highlands Act specifies that conformance with the Regional Master Plan (Plan Conformance) requires revisions to municipal and county master plans and development regulations as applicable to the development and use of land to align them with the goals, requirements, and provisions of the Regional Master Plan; and

**WHEREAS**, the Highlands Council's Plan Conformance Guidelines require that for jurisdictions with any lands in the Preservation Area, a Notice of Intent to conform to the Regional Master Plan must be submitted to the Highlands Council as soon as practicable, but not later than February 1, 2009 and that for any lands in the Planning Area, a Notice of Intent may be submitted at any time; and

**WHEREAS**, the Borough of Mendham (Morris County) lies within the Highlands Region as defined by the Highlands Act; and

**WHEREAS**, the Municipal Council of the Borough of Mendham believes that it is in the best interest of the Borough to conform to the Regional Master Plan.

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Borough Council of the Borough of Mendham, in the County of Morris and State of New Jersey, hereby provides the Highlands Council with this Notice of Intent to petition the Highlands Council for Plan Conformance for all lands lying within the Preservation Area.

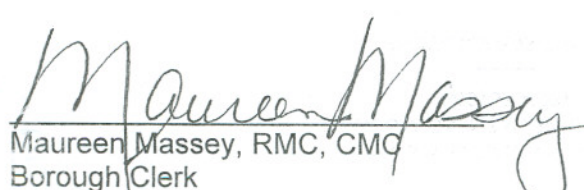
**BE IT FURTHER RESOLVED**, that the Municipal Council of the Borough of Mendham intends to include all lands lying within the Planning Area in the petition. In accordance with the Highlands Council's Plan Conformance Guidelines, this Notice of Intent is not binding with respect to lands within the Planning Area.

**BE IT FURTHER RESOLVED**, that this Notice of Intent provides notice to the Highlands Council that the Municipal Council of the Borough of Mendham has set December 8, 2009 as the target date for submission of a Petition for Plan Conformance.

DATED: December 15, 2008

  
Neil J. Henry, Mayor

ATTEST:

  
Maureen Massey, RMC, CMC  
Borough Clerk

I, Maureen Massey, Clerk of the Borough of Mendham, in the County of Morris, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted at a meeting of the Mayor and Council held on December 15, 2008.

  
Maureen Massey, RMC, CMC  
Borough Clerk