

**BOROUGH OF BERNARDSVILLE
RESOLUTION #08-181**

**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 15 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 Bernardsville lies within the Highlands Region as defined by the Highlands Act; and

WHEREAS, the governing body of the Borough of Bernardsville believes that it is in the best interest of the Borough of Bernardsville to conform to the Regional Master Plan;

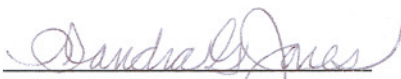
NOW, THEREFORE BE IT RESOLVED, that the governing body of the Borough of Bernardsville hereby provides the Highlands Council with this Notice of Intent to petition the Highlands Council for Plan Conformance for all lands lying within the Preservation Area.

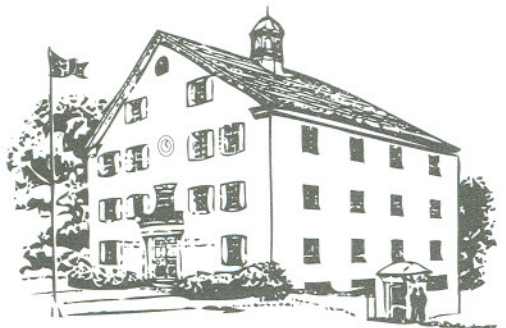
BE IT FURTHER RESOLVED, by the governing body as follows:

1. This Notice of Intent additionally specifies that the governing body of the Borough of Bernardsville intends to include all lands lying with 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.

2. This Notice of Intent provides notice to the Highlands Council that the governing body of the Borough of Bernardsville has set December 8, 2009 as the target date for submission of a Petition for Plan Conformance.

I, Sandra G. Jones, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body at a duly convened meeting held Monday, November 10, 2008.


Sandra G. Jones, Clerk



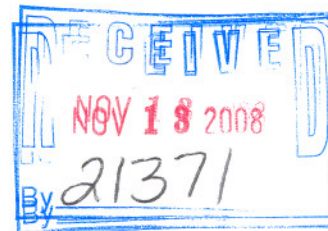
Borough of Bernardsville

166 Mine Brook Road
Bernardsville, NJ 07924
Somerset County

Administration (908) 766-3000
Engineering (908) 766-3850

Fax (908) 766-2401
Fax (908) 766-2788

November 12, 2008



State of New Jersey
Highlands Water Protection and Planning Council
100 North Road
Chester, NJ 07930-2322

Dear Sir:

Enclosed is a signed copy of Resolution #08-181, **NOTICE OF INTENT TO PETITION THE HIGHLANDS COUNCIL FOR PLAN CONFORMANCE.**

Cordially,

Sandra G. Jones
BOROUGH CLERK

Enclosure

cc: John R. Pidgeon, Esq.
Michael Mondok
David Zimmerman