



State of New Jersey
DEPARTMENT OF COMMUNITY AFFAIRS
OFFICE OF SMART GROWTH
PO Box 204
TRENTON NJ 08625-0204

JON S. CORZINE
Governor

JOSEPH V. DORIA, JR.
Commissioner

BENJAMIN SPINELLI
Executive Director

March 3, 2008

The Honorable Mayor Thomas F. Kelaher
Mayor of Toms River Township
33 Washington Street
PO Box 728
Toms River, NJ 08754-0728

Re: Toms River Township Plan Endorsement - Extension for Action Plan Items

Dear Mayor Kelaher:

The Office of Smart Growth (OSG) received a request from Toms River Township for a time extension to complete all items on its Action Plan. State agency partners in the Plan Endorsement process have since worked with the Township to update the Action Plan, a copy of which is enclosed.

The revised Action Plan does not contain any new items and no items have been deleted from the previous one. Instead, the vast majority of the changes are to deadlines, while alterations to the text in the Action Item and Deliverable fields do not constitute substantive changes. Nevertheless, it is worth noting that the following items have been modified to some extent beyond changes to their deadlines:

- B1: **Action Item** - language changed for clarity
- C2: **Action Item** – language added for clarity to include draft ordinances
Deliverable – changed to require graphics
- C3: **Action Item** – language added to coordinate with Route 9 Lakewood/Toms River Action Plan
- D1: deleted reference to this item as previous Action Plan called for its removal
- D2: renumbered to D1 based on previous deletion
- D3: renumbered to D2 based on previous deletion
Action Item – language changed to reflect the fact that Township is now working with the Courts, rather than the Council on Affordable Housing (COAH), to fulfill its affordable housing obligation
Deliverable – language added to include a Housing Element consistent with revised Master Plan



Based on our December 20, 2007 meeting with State agency partners and representatives from the Township, I have determined that the requested extension is appropriate and acceptable. The Township will not be determined to have defaulted in its obligations under the approved Memorandum of Understanding by virtue of this extension. The Office of Smart Growth, therefore, expects that all items in the Action Plan will be completed by August 31, 2008. Please note, however, that each Action Plan item contains its own deadline, with the latest local deadline set for June 30, 2008 in order to leave sufficient time to address any outstanding issues prior to the end of the extension period.

Thank you for commitment to pursuing Plan Endorsement. Should you have any questions or concerns, please feel free to contact Leigh Jones, Planner for Toms River Township within OSG, at (609) 633-6119 or via email at Leigh.Jones@dca.state.nj.us.

Sincerely,



Benjamin L. Spinelli
Executive Director

Enclosure
BLS:lj

c: Mark Mutter, Municipal Clerk
Jay Lynch, PP, AICP, Township Planner
Salvatore Mattia, Planning Board
Paul Gleitz, PP, AICP, Heyer, Gruel & Associates
Mark Troncone, Township Attorney
Karl Hartkopf, PP, AICP, Planning Director, OSG
Leigh Jones, Planner, OSG
State agency representatives *via email*
Toms River PE File