



State of New Jersey
DEPARTMENT OF COMMUNITY AFFAIRS
STATE PLANNING COMMISSION
OFFICE OF SMART GROWTH
PO BOX 204
TRENTON NJ 08625-0204

JON S. CORZINE
Governor

SUSAN BASS LEVIN
Commissioner

CHRISTIANA FOGLIO
Chair

EILEEN SWAN
Executive Director & Secretary

Resolution No. 2006-03
Page 1 of 2

Date: September 20, 2006
Patron:

RESOLUTION

**AUTHORIZATION OF PLAN DEVELOPMENT COMMITTEE TO UNDERTAKE ACTIVITIES
ON BEHALF OF STATE PLANNING COMMISSION DURING THE NEGOTIATION PHASE
FOR CROSS-ACCEPTANCE**

WHEREAS, the State Planning Commission, in revising the State Development and Redevelopment Plan, is required, pursuant to N.J.S.A. 52:18A-202 of the State Planning Act, to undertake a cross-acceptance process with the State's counties and municipalities; and

WHEREAS, in order to carry out this statutory responsibility, the State Planning Commission has, pursuant to its rulemaking authority under N.J.S.A. 52:18A-203 of the State Planning Act, promulgated regulations which are set forth at N.J.A.C. 5:85-1.1 et seq. and which govern the manner in which the cross-acceptance process shall be conducted; and

WHEREAS, as provided in N.J.A.C. 5:85-4.2(a) of the Commission's regulations, the State Planning Commission may authorize an appropriate committee of its members to undertake certain activities on its behalf during the negotiation phase of the cross-acceptance process; and

WHEREAS, the State Planning Commission has previously established a Plan Development Committee which, while not empowered to take any binding action on the Commission's behalf, has been authorized to review various matters relating to the preparation of the State Development and Redevelopment Plan and to prepare recommendations for the Commission's consideration and action in this regard; and

WHEREAS, the State Planning Commission has concluded that the Plan Development Committee should be authorized to meet on the Commission's behalf with county and municipal representatives during the negotiation phase of cross-acceptance and to discuss agreements and negotiate unresolved issues with such county and municipal representatives; and

WHEREAS, the State Planning Commission has accordingly determined to authorize the Plan Development Committee to undertake such activities on behalf of the Commission subject to the condition that any and all actions taken by the Committee pursuant to such authorization shall be subject to review, consideration and approval by the State Planning Commission as a whole, and

WHEREAS, in authorizing the Plan Development Committee to undertake such activities, the State Planning Commission further directs that the Plan Development Committee be governed by the same legislative standards as govern the activities of the State Planning Commission as a whole in



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preparing and revising the State Development and Redevelopment Plan pursuant to the State Planning Act, *i.e.*, the legislative standards set forth in N.J.S.A. 52:18A-196, N.J.S.A. 52:18A-199, N.J.S.A. 52:18A-200, N.J.S.A. 52:18A-202 and N.J.S.A. 52:18A-202.1,

NOW, THEREFORE, BE IT RESOLVED, that the State Planning Commission hereby authorizes at least two members of its Plan Development Committee, which for the purpose of this resolution shall include all members of the State Planning Commission, to meet with county and municipal representatives during the negotiation phase of the cross-acceptance process and to negotiate with such county and municipal representatives on the Commission's behalf regarding the resolution of issues which are identified during the comparison phase of cross-acceptance and in county and municipal reports, to the extent that resolution of such issues can be achieved; and

BE IT FURTHER RESOLVED that at least one of the two members of the Plan Development Committee attending each meeting must be a representative of county or municipal government or a public member of the State Planning Commission appointed pursuant to N.J.S.A. 52:18A-197 (c) or (d) respectively; and

BE IT FURTHER RESOLVED that any and all actions taken by the Plan Development Committee on behalf of the Commission pursuant to this resolution shall be subject to review, consideration and approval by the Commission as a whole; and

BE IT FURTHER RESOLVED that, in carrying out these activities on behalf of the State Planning Commission pursuant to this resolution, the Plan Development Committee shall be governed by the same legislative standards as govern the activities of the State Planning Commission as a whole in preparing and revising the State Development and Redevelopment Plan pursuant to the State Planning Act, *i.e.*, the legislative standards set forth in N.J.S.A. 52:18A-196, N.J.S.A. 52:18A-199, N.J.S.A. 52:18A-200, N.J.S.A. 52:18A-202 and N.J.S.A. 52:18A-202.1.

Certification

This Resolution was adopted by the New Jersey State Planning Commission at its meeting held on Wednesday, September 20, 2006. Ayes: (10) Bernard McLaughlin, Kenneth Albert, Adam Zellner, Brent Barnes, Monique Purcell, Marge DellaVecchia, Debbie Mans, Edward McKenna, George Pruitt, Christiana Foglio. Nays: (0). Abstains: (0).

Eileen Swan, Secretary
 NJ State Planning Commission
 Dated: September 20, 2006