

**TOWNSHIP OF FRANKLIN
R-227-15**

**RESOLUTION
AUTHORIZING THE SETTLEMENT OF CERTAIN LITIGATION**

WHEREAS, a litigation was initiated by certain business entities, Greenways of Franklin, LLC and New Greenways, LLC against the Township of Franklin, Township of Franklin Planning Board in 2007 in the Superior Court of New Jersey, Law Division, Gloucester County Docket No. GLO-L-242-07; and

WHEREAS, following over eight years of litigation, the Township Committee has determined that it is in the Township's best interest to resolve said litigation in accordance with the terms and conditions set forth in a Settlement Agreement to be executed by and between the parties; and

WHEREAS, by settling this litigation, the Township maintains that the Plaintiffs to the litigation are required to bring a land development application to the Planning Board of the Township of Franklin which will require the posting of all appropriate escrows, application fees, and require the Plaintiffs' proposed development to proceed through the appropriate municipal land use review process as required by the Township of Franklin Zoning Code and Land Development Ordinances, and New Jersey Municipal Land Use Law generally; and

WHEREAS, the resolution of said litigation was and is a component part of an agreement with the business entity known as Stanker & Galletto, Inc. for the development of certain lands and a project known as Meredith Farms in the Township of Franklin;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, that the Committee hereby authorizes the settlement of said litigation, in all respects, the above referenced litigation, in accordance with the terms and conditions set forth in an agreement negotiated by and between the parties and their attorneys, and that a Stipulation of Settlement may be filed with the Superior Court of New Jersey, Gloucester County, after the execution of the proposed Settlement Agreement by all parties.

ADOPTED at the regular meeting of the Township Committee of the Township of Franklin on December 8, 2015.

ATTEST:

TOWNSHIP OF FRANKLIN

BARBARA FREIJOMIL, CLERK

EDWARD LEOPARDI, MAYOR

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Council of the Township of Franklin at a meeting held on Tuesday, December 8, 2015.

BARBARA FREIJOMIL, CLERK