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MEMORANDUM

To: West Windsor Township Council
From: Gerald J. Muller
Re: Declaratory Judgment Action – Proposed Settlement Agreement
Date: October 9, 2018

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Attached are a revised Settlement Agreement and revised Exhibit C correcting errors made in the documents that were posted on the website and distributed last week.

The Exhibit C changes are as follows:

1. AvalonBay (page 9): Site Plan/Subdivision application submission date changed to 2019.
2. American Properties (page 16): Number of credits changed from 51 to 48 (44 units rather than 47 units plus one four bedroom group home).
3. Garden Homes (page 17): total number of units is 628, and number of affordable units is 157.
4. Roseland/Mack Cali (page 19): The property description has been revised by including additional lots, for a total of 58+ acres, and the density has been changed from 11 to 12 units/acre.
5. Special Needs Units (page 25): The number of credits to be satisfied has been reduced from 39 to 32, given the net increase of 7 from Garden Homes (increase of 10) and American Properties (decrease of 3).

The Settlement Agreement changes are as follows:

Paragraphs 7 and 9: The numbers were changed in paragraph 7 from 162 to 155 and from 39 to 32 in paragraphs 7 and 9 to reflect the reduction in Special Needs Units.

cc: Ms. Darlene Green (via electronic submission)
West Windsor Planning Board (via electronic submission)
Hon. Hemant Marathe (via electronic submission)
Ms. Gay Huber (via electronic submission)
Ms. Marlena Schmid (via electronic submission)
Mr. Samuel J. Surtees (via electronic submission)
Mr. Francis A. Guzik, P.E. (via electronic submission)
Adam M. Gordon, Esq. (via electronic submission)
Ms. Elizabeth McKenzie (via electronic submission)
Service List (via electronic submission)