

FOX ROTHSCHILD LLP

Formed in the Commonwealth of Pennsylvania

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*Attorneys for Plaintiffs Hartz Mountain Industries, Inc., H-Cranford Conduit LP,
and H-Cranford Credit LP*

HARTZ MOUNTAIN INDUSTRIES,
INC., H-CRANFORD CONDUIT LP,
and H-CRANFORD CREDIT LP,
Plaintiffs,

v.

TOWNSHIP OF CRANFORD,
TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF CRANFORD, and
THE PLANNING BOARD OF THE
TOWNSHIP OF CRANFORD,
Defendants.

SUPERIOR COURT OF NEW JERSEY
UNION COUNTY – LAW DIVISION
DOCKET NO. UNN-L-3679-19 (PW)

CIVIL ACTION

CERTIFICATION OF COUNSEL

I, KIMBERLY BENNETT, ESQ., of full age, hereby certify as follows:

1. I am an associate attorney with the law firm of Fox Rothschild LLP with offices at 997 Lenox Drive, Lawrenceville, NJ 08648. As such, I have been entrusted with handling of the action in lieu of prerogative writs filed by Hartz Mountain Industries, Inc., H-Cranford Conduit LP, and H-Cranford Credit LP (“Plaintiffs”).

2. A true and correct copy of the Settlement Agreement between the Township of Cranford and Fair Share Housing Center dated November 2019 and filed in the DJ Action (Docket No. UNN-L-3976-18) is appended hereto as **Exhibit A.**

3. A true and correct copy of the following portions of the 2009 Master Plan of the Township of Cranford: (i) Principles, Goals, Objectives, and Development Policy of the

Township Master Plan and the (ii) Land Use Plan Element are appended hereto as **Exhibit B.**
The remainder of the 2009 Master Plan is omitted to avoid a voluminous or duplicative submission.

4. A true and correct copy of the Agenda and Minutes from the March 20, 2019 meeting of the Planning Board of the Township of Cranford is appended hereto as **Exhibit C.**

5. A true and correct copy of the Agenda from the May 8, 2019 special meeting of the Planning Board of the Township of Cranford is appended hereto as **Exhibit D.**

6. A true and correct copy of the Agenda from the May 15, 2019 meeting of the Planning Board of the Township of Cranford is appended hereto as **Exhibit E.**

7. A true and correct copy of the Agenda from the June 5, 2019 meeting of the Planning Board of the Township of Cranford is appended hereto as **Exhibit F.**

8. A true and correct copy of the Agenda from the June 19, 2019 meeting of the Planning Board of the Township of Cranford is appended hereto as **Exhibit G.**

9. A true and correct copy of the Agenda from the August 5, 2019 meeting of the Planning Board of the Township of Cranford is appended hereto as **Exhibit H.**

10. A true and correct copy of the 2019 Master Plan Reexamination Report of the Township of Cranford is appended hereto as **Exhibit I.** Appendix B and D have been omitted to avoid voluminous or duplicative submission.

11. A true and correct copy of the 2018 Housing Plan Element & Fair Share Plan of the Township of Cranford is appended hereto as **Exhibit J.** The Appendix to this document has been omitted to avoid a voluminous or duplicative submission.

12. A true and correct copy of the Township's Amended Case Information Statement dated March 21, 2019 in Cranford Dev. Associates, LLC v. Twp. of Cranford, 445 N.J. Super. 220, 224–25 (App. Div. 2016) is appended hereto as **Exhibit K.**

13. A true and correct copy of the Order dated January 16, 2019 in Cranford Dev. Associates, LLC v. Twp. of Cranford (Docket No. UNN-L-3976-18) is appended hereto as **Exhibit L.**

14. A true and correct copy of Agenda of Township Committee Meeting February 25, 2020 and Resolution No. 2020-159 is appended hereto as **Exhibit M.**

15. A true and correct copy of Agenda and Minutes of Planning Board Meeting March 18, 2020 is appended hereto as **Exhibit N.**

I hereby certify that the foregoing statements made by me are true. I am aware if any of the foregoing statements made by me are willfully false, I am subject to punishment.



KIMBERLY BENNETT,
NJ Attorney ID# 064042014

Dated: April 28, 2020