RESOLUTION R056-2026

WASHINGTON TOWNSHIP
GLOUCESTER COUNTY

RESOLUTION AUTHORIZING THE TOWNSHIP OF WASHINGTON TO

WHEREAS, there is certain litigation captioned **Rising Sun Recovery, LLC v. Washington Township Zoning Board of Adjustment Docket No. 1:24-cv-07100-ESK-MJS**, which involves the zoning board of adjustment; and

WHEREAS, the Board has been represented by counsel assigned by the Gloucester, Salem, Cumberland Counties Joint Insurance Fund, commonly known as the TRICO JIF and come to a negotiated Resolution of that litigation; and

WHEREAS, while the Township in not a party to the litigation, the Township has involvement inasmuch as it is the body that funds the Board and the Township requires consultation on the approval of a settlement of that litigation and on supplying proceeds for that settlement; and

WHEREAS, the settlement includes certain obligations on the part of the Township including payment of certain funds and the dismissal of certain municipal court summonses as well as an agreement on enforcement of the Township's rental property and landlord registration ordinance, all as included in the Settlement Agreement on file with the Township Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Washington, County of Gloucester and State of New Jersey, on January 21, 2026 as follows;

1. The preamble of this Resolution is incorporated here as if set forth at length.
2. That the Township Committee, to the extent required to effectuate it's terms, authorizes the settlement of this litigation as discussed in the executive session.
3. That the Township Committee authorizes the payment of $125,000.00 to the plaintiffs through the TRICO JIF and in conformance with any and all policies and regulations applicable to such payment as administered by the Township Chief Financial Officer.

4. The the Township recognizes the inclusion of a release from the plaintiffs in favor of the Township settlement agreement.
5. The Township agrees to the enforcement of its Chapter 185 Rental Property and Landlord Registration ordinance as agreed between the Joint Insurance Fund and Plaintiffs given the apparent preemption of same in certain regards through the application of statutes and regulations related to the Department of Community Affairs, and will apply such statutes and regulations as applies to this type of facility as opposed to the application of the local ordinance. All other aspects of the local ordinance remain in full force and effect.
6. The Township further agrees that the Township Solicitor will work with the Municipal Prosecutor to effectuate the dismissal of certain summonses as outlined in the settlement.
7. The Township also requests and requires as a condition of its approval herby that the words "but not limited to" before the list of summonses in the Settlement Agreement be stricken from the agreement.

TOWNSHIP OF WASHINGTON

By: _____
Peter Del Borrello, III, Council President

I, Christine Ciallella, do certify this to be a true copy of Resolution **R056-2026** adopted by the Township of Washington, Gloucester County, at the regular meeting held on January 21, 2026 and shall take effect immediately.

By: _____
Christine Ciallella, RMC, CMR
Township Clerk

Members	Motion	Second	Ayes	Nays	Abstain	Absent	Recuse
Yerkes						X	
Harris			X				
Pasqualone	X		X				
Brown		X	X				
Del Borrello			X				