



*State of New Jersey*  
DEPARTMENT OF STATE  
NEW JERSEY STATE PLANNING COMMISSION  
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*Governor*

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*Lieutenant Governor*

Resolution No. 2011-07  
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Date: November 14, 2011

**R E S O L U T I O N**

**APPROVAL OF THE STATEMENT OF AGREEMENTS AND DISAGREEMENTS (SAD) AND  
STATEWIDE ISSUE RESPONSE TEAM (SWIRT) REPORT  
AND COMPLETION OF THE CROSS-ACCEPTANCE PROCESS**

**WHEREAS**, the State Planning Commission (hereafter the "Commission") is required to prepare and adopt a State Development and Redevelopment Plan (hereafter the "State Plan") under the State Planning Act (N.J.S.A. 52:18A-196 *et seq.*); and

**WHEREAS**, pursuant to N.J.S.A. 58:18A-199(a), the Commission is required to revise and readopt the State Plan regularly, with the latest version of the plan having been adopted in 2001; and

**WHEREAS**, pursuant to N.J.S.A. 58:18A-202, the Commission is required to and has performed a cross-acceptance process, as codified at N.J.A.C. 5:85-2 through N.J.A.C. 5:85-4, for the purpose of soliciting and giving due consideration to the plans, comments and advice of relevant planning entities; and

**WHEREAS**, the term cross-acceptance means a process of comparison of planning policies among governmental levels with the purpose of attaining compatibility between local, county and State plans (N.J.S.A. 58:18A-202); and

**WHEREAS**, the Commission and staff of the Office for Planning Advocacy (OPA) have, together with the negotiating entities, undertaken the first two phases of the cross-acceptance process known as the comparison and negotiation phases; and

**WHEREAS**, pursuant to N.J.A.C. 5:85-4.5(b), periodic reports of agreements reached during negotiation sessions and any remaining disagreements are to be published by OPA and be made available to: the general public, each municipality, each county, State depository libraries, the Commission and interested persons; and

**WHEREAS**, the Commission, with the assistance of the Plan Development Committee (PDC) and OPA, prepared a draft Statement of Agreements and Disagreements (SAD), and a draft Statewide Issues Response Team (SWIRT) Report, reflecting the areas of agreements and disagreements identified by the parties to the cross-acceptance process during the comparison and negotiation phases of the process; and

**WHEREAS**, the draft SAD and draft SWIRT Report include a statement on every issue and map amendment negotiated with the negotiating entities and are voluminous; and

**WHEREAS**, the Commission has determined that the best way to distribute the SAD and the SWIRT Report is by electronic means; and

**WHEREAS**, said draft SAD and draft SWIRT Report have been distributed in electronic form to the Commission, the negotiating entities, each municipality, each county and interested persons in accordance with N.J.A.C. 5:85-4.6(a); and

**WHEREAS**, OPA will make available a written copy or a CD of the SAD or SWIRT Report at a charge for reproduction upon request; and

**WHEREAS**, the PDC considered the draft SAD and draft SWIRT Report at its meeting on November 2, 2011, believed the negotiations have produced the highest degree of agreement possible among the negotiating entities, consistent with the statutorily mandated cross-acceptance process, and recommended that the Commission finalize and adopt the draft SAD and draft SWIRT Report without revisions; and

**WHEREAS**, the Commission now wishes to formally approve the SAD and SWIRT Report so that it may complete the cross-acceptance process and commence Final State Plan approval.

**NOW, THEREFORE BE IT RESOLVED**, that the Commission hereby approves adoption of the SAD and SWIRT Report as the statement reflecting the areas of agreement and disagreement, which have been identified by the parties to the cross-acceptance process; and

**BE IT FURTHER RESOLVED**, that the Commission directs OPA to electronically disseminate the adopted SAD and SWIRT Report to: each municipality, each county, the State Planning Commission, interested persons, and to the Meadowlands Commission, Highlands Council, Pinelands Commission, North Jersey Transportation Planning Authority, Delaware River Port Authority, South Jersey Transportation Planning Organization and each State depository library; and

**BE IT FURTHER RESOLVED**, that the Commission directs OPA to post the adopted SAD and SWIRT Report to OPA's website and to make a hard copy available at OPA's office for viewing; and

**BE IT FURTHER RESOLVED**, that the Commission directs OPA to provide the adopted SAD and SWIRT Report in hard copy or CD on request for a charge for reproduction; and

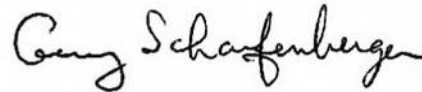
**BE IT FURTHER RESOLVED**, that the Commission hereby declares the process of cross-acceptance for the latest revision to the State Plan as complete; and

**BE IT FURTHER RESOLVED**, that the Commission directs OPA to work with cross-acceptance partners to see that the detailed policy issues that were identified in the SAD / SWIRT reports are addressed to the extent relevant and practical within individual "Department Strategic Plans" as recommended in the State Strategic Plan and required by Executive Order #78; and

**BE IT FURTHER RESOLVED**, that the members of the Commission and the Executive Director and staff of OPA are hereby authorized and directed to execute such documents and to take such other actions as may be necessary or appropriate for the implementation of this resolution.

**CERTIFICATION**

This Resolution was adopted by the New Jersey State Planning Commission at its meeting held on Monday, November 14, 2011. Ayes: (11) Ken Albert, John Eskilson, Monique Purcell, Greg Acquaviva, Joyce Paul, Shing-Fu Hsueh, Marc Larkins, Bob Martin, Thomas Michnewicz, Andy Swords, Ed McKenna. Nays (0). Abstains: (0).



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Gerry Scharfenberger, Ph.D., Secretary  
NJ State Planning Commission

Dated: November 14, 2011