

Bond Case Briefs

Municipal Finance Law Since 1971

BONDS - NEW JERSEY

Ordinance 2354-12 of Tp. of West Orange, Essex County v. Township of West Orange

Supreme Court of New Jersey - December 21, 2015 - A.3d - 2015 WL 9282972

Challengers filed action in lieu of prerogative writs, claiming that township's redevelopment bond ordinance was invalid. The Superior Court dismissed action. Challengers appealed. The Superior Court, Appellate Division affirmed.

On certification, the Supreme Court of New Jersey held that:

- Ordinance was not subject to referendum, and
- Filing of referendum petition did not modify 20-day time limitation for filing prerogative-writs action challenging validity of bond ordinance.

Township's redevelopment bond ordinance was not subject to referendum, where township passed ordinance through exercise of redevelopment powers conferred on municipalities by Local Redevelopment and Housing Law.

Challengers' filing of referendum petition challenging township's municipal bond ordinance did not modify 20-day time limitation for filing prerogative-writs action challenging validity of a bond ordinance.