



Legislation Details (With Text)

File #: 19-1830 **Version:** 1 **Name:** Refund monies for Construction Permits for ADR Environmental
Type: Resolution **Status:** Adopted
File created: 11/13/2019 **In control:** Engineering
On agenda: 2/19/2020 **Final action:** 2/19/2020

Title: Dept/ Agency: Engineering
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Refund
Purpose: Refund monies for construction permit fees.
Entity Name: ADR Environmental
Entity Address: 343A Suite B, US Highway 206, Branchville, New Jersey 07826
Amount: \$115.00
List of Property:
(Address/Block/Lot/Ward)
711 Mount Prospect Avenue/Block 762/Lot 68/North Ward
Additional Information:
Certification of Funds in the amount of \$115.00
(Permit Number 19-CP-002170; 711 Mount Prospect Avenue, Newark, New Jersey 07104)

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
2/19/2020	1	Municipal Council	Adopt	Pass

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WHEREAS, ADR Environmental, 343A Suite B, US Highway 206, Branchville, New Jersey 07826, submitted an application to the Uniform Construction Code Office (the "UCC Office") dated September 6, 2019 for a Construction Permit to perform a 550-gallon Underground Storage Tank (UST) removal for the property located at 711 Mount Prospect Avenue, Newark, New Jersey 07104; and

WHEREAS, ADR Environmental, paid a relevant fee in the amount of One-Hundred and Forty-Four Dollars and Zero Cents (\$144.00) (which consists of Plan Review Fees and Construction Permit Fees), as per the attached Construction Permit Document relating to Permit Number 19-CP-002170; and

WHEREAS, the permit for the construction, specifically, Permit Number 19-CP-002170, for 711 Mount Prospect Avenue, Newark, New Jersey 07104, Block 762, Lot 68, was voided by the Construction Official because the UST tank removal has been cancelled by the homeowner, therefore ADR Environmental has not and will not be conducting any work associated with this project. ADR Environmental made a timely application to the UCC Office for a refund of the fees paid; and

WHEREAS, the Construction Official of the City of Newark, has determined that the permit issued to and paid for by ADR Environmental, is voidable and a refund in the amount of One-Hundred Fifteen Dollars and Zero Cents (\$115.00) (20% of the total Construction Permit Fee, \$29.00, is withheld for Plan Review Services), against Permit Number 19-CP-002170, dated September 6, 2019, may be issued.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Director of Finance is hereby authorized to issue a refund check in the amount of One-Hundred Fifteen Dollars and Zero Cents (\$115.00) to ADR Environmental, 343A Suite B, US Highway 206, Branchville, New Jersey 07826, against fees paid towards Permit Number 18-CP-002170, dated September 6, 2019.

2. The Construction Official of the Uniform Construction Code Office, Department of Engineering, is hereby authorized to make appropriate entries to reflect the refund made.

3. The State of New Jersey Uniform Construction Code regulations N.J.A.C. 5:23-4.18(a), governing the refund of application fees states, the Construction Permit Fees of which Plan Review Fees forms a part, shall be returned back to the applicant, less 20% withheld to cover the Plan Review Services, which fee is non-refundable.

4. Attached is a Certification of Funds from the Director of Finance, which states: (1) that there are sufficient funds in the amount of One-Hundred Fifteen Dollars and Zero Cents (\$115.00) for the purpose set forth herein above and (2) that the line appropriation which shall be charged is as follows:

<u>Business Unit</u>	<u>Department</u>	<u>Division/Proj.</u>	<u>Account #</u>	<u>Bud. Ref.</u>
NW026			38750	B2019

5. A fully executed copy of this resolution, shall be filed in the Office of the City Clerk by the Construction Official, Department of Engineering.

STATEMENT

This resolution authorizes the Director of Finance to issue a refund check, made payable to

ADR Environmental, 343A Suite B, US Highway 206, Branchville, New Jersey 07826, in the amount of One-Hundred Fifteen Dollars and Zero Cents (\$115.00) against fees paid towards Permit Number 19-CP-002170.