



Legislation Details (With Text)

File #: 18-0105 **Version:** 1 **Name:** Resolution: Refund for A.J. Perri Holdco, LLC
Type: Resolution **Status:** Adopted
File created: 1/25/2018 **In control:** Engineering
On agenda: 4/18/2018 **Final action:** 4/24/2018

Title: Dept/ Agency: Engineering
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Refund
Purpose: Refund monies for construction permit fees
Entity Name A.J. Perri Holdco, LLC
Entity Address: 1162 Pine Brook Road, Tinton Falls, New Jersey 07724
Amount: \$225.00
List of Property:
(Address/Block/Lot/Ward)
445 South 16th Street, Newark, New Jersey 07103-1651/Block 320/Lot 27
Additional Information:
A.J. Perri, 1162 Pine Brook Road, Tinton Falls, New Jersey 07724 (Permit #17-CP-002214)

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
4/24/2018	1	Municipal Council	Adopt	Pass
4/18/2018	1	Municipal Council	No Action Taken	

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WHEREAS, A.J. Perri Holdco, LLC, 1162 Pine Brook Road, Tinton Falls, New Jersey 07724, submitted an application to the Uniform Construction Code Office (the "UCC Office") dated July 21, 2017, for Construction Permits to perform Building protection, Plumbing and Electrical work for the property located at 445 South 16th Street, Newark, New Jersey 07103.

WHEREAS, A.J. Perri Holdco, LLC, paid a relevant fee in the amount of Two-Hundred Eighty-Two Dollars and Zero Cents (\$282.00) (which consists of Plan Review Fees and Construction Permit Fees) as per the attached Construction Permit Document relating to Permit Number #17-CP-002214;

and

WHEREAS, the permit for the construction, specifically, Permit Number #17-CP-002214, for 445 South 16th Street, Newark, New Jersey 07103, Block 320, Lot 27, was voided by the Construction Official because the Stroud residence does not wish to have work done through the A.J. Perri Holdco, LLC at this time. A.J. Perri Holdco, LLC, made a timely application to the UCC Office for a refund of the fees paid; and

WHEREAS, it is the determination of the Construction Official of the City of Newark, that the permit issued to and paid for by A.J. Perri Holdco, LLC is voidable and a refund in the amount of Two-Hundred Twenty-Five Dollars and Zero Cents (\$225.00 (20% of the total Construction Permit Fee, \$57.00, is withheld for Plan Review Services), against Permit Number #17-CP-002214, dated July 21, 2017 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 Two-Hundred Twenty-Five Dollars and Zero Cents (\$225.00) to A.J. Perri Holdco, LLC, 1162 Pine Brook Road, Tinton Falls, New Jersey 07724 against fees paid towards Permit No. #17-CP-002214, dated July 21, 2017.

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. City Ordinance 7:5-1 (R.O.1966 C.S. 7A:5-1) states, "No refunds of the fees shall be made by the City". But, 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. 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 hereby authorizes the Director of the Department of Finance to issue a check made payable to A.J. Perri Holdco, LLC, 1162 Pine Brook Road, Tinton Falls, New Jersey 07724, in the amount of Two-Hundred Twenty-Five Dollars and Zero Cents (\$225.00) against fees paid towards Permit No. #17-CP-002214, dated July 21, 2017 as governed by the State of New Jersey Uniform Construction Code regulations N.J.A.C. 5:23-4.18(a).