



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 18-0040, Version: 1

Dept/ Agency: Engineering

Action: () Ratifying (X) Authorizing () Amending

Type of Service: Refund

Purpose: Refund monies for construction permit fees

Entity Name PAR Energy Group LLC.

Entity Address: 37 Battle Ridge Trail, Totowa, New Jersey 07512

Amount: \$322.00

List of Property:

(Address/Block/Lot/Ward)

62-64 Elizabeth Avenue, Block 2793, Lot 1 (South Ward)

Additional Information:

PAR Energy Group LLC., 37 Battle Ridge Trail, Totowa, New Jersey 07512 (Permit #17-CP-003212)

WHEREAS, PAR Energy Group LLC, 37 Battle Ridge Trail Totowa, New Jersey, 07512, submitted an application to the Uniform Construction Code Office (the "UCC Office") dated October 19, 2017, for Construction Permits to perform building protection work for the property located at 62-64 Elizabeth Avenue, Newark, New Jersey 07108. PAR Energy Group LLC, paid a relevant fee in the amount of \$403.00 (which consisted of Plan Review Fees and Construction Permit Fees) as per attached Construction Permit Document relating to Permit Number #17-CP-003212; and

WHEREAS, the permit for the construction, specifically, Permit Number #17-CP-003212, for 62-64 Elizabeth Avenue, Newark, New Jersey 07108, Block 2793, Lot 1, was voided by the Construction Official because the wrong sized underground oil tank was removed due to detecting other metal readings. PAR Energy Group, 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 PAR Energy Group LLC, is voidable and a refund in the amount of \$322.00 (20% of the total Construction Permit Fee, \$81.00, is withheld for Plan Review Services), against Permit Number #17-CP-003212, dated October 19, 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 \$322.00 to PAR Energy Group LLC, 37 Battle Ridge Trail, Totowa, New Jersey 07512, against fees paid towards Permit No. #17-CP-003212, dated October 19, 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 the resolution shall be filed in the Office of the City Clerk by the Construction Official, City of Newark.

STATEMENT

This resolution authorizes the Director of the Department of Finance, to issue a check made payable to PAR Energy Group LLC, 37 Battle Ridge Trail, Totowa, New Jersey 07512, in the amount of \$322.00 (the difference between Permit Fees paid against Permit No. #17-CP-003212, 62-64 Elizabeth Avenue, dated October 19, 2017, whereas \$81.00 is withheld for Plan Review Services, which is 20% less than the total relevant construction permit application fee of \$403.00).