



City of Bayonne

LAW DEPARTMENT

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James M. Davis
Mayor

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Law Director



April 5, 2021

Edward Grimes

Opra+request-21437-cfa59c53@requests.opramachine.com

Re: OPRA #21-257

The City of Bayonne received your Open Public Records Act (OPRA) request on March 31, 2021. As such, the seven (7) business day deadline to respond to your request was April 12, 2021. However, due to the COVID-19 pandemic P.L. 2020, c.10 was enacted on March 25, 2020, amends N.J.S.A. 47:1A-5(i) to reflect that during a period declared pursuant to the laws of this State as a state of emergency, public health emergency, or state of local disaster emergency the deadlines by which to respond to a request for, or grant or deny access to, a government record under paragraph (1) of this subsection or subsection e. of this section shall not apply. Consistent with said directive, however, Bayonne's custodian of government records shall make a reasonable effort, as the circumstances permit, to respond to a request for access to a government record within seven business days or as soon as possible thereafter.

Your OPRA request sought access to the following: See attached OPRA request.

In light of the above, your request requires additional time beyond the seven (7) business days to fulfill due to City Hall is experiencing a shortage in staff. OPRA allows custodians to seek extensions of time pursuant to N.J.S.A. 47:1A-5.i. Specifically, OPRA states that, "the requestor shall be advised by the custodian when the record can be made available. If the record is not made available by that time, access shall be deemed denied."

Your request requires an extension of time until April 30, 2021 or earlier.

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If your request for access to a government record has been denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision by the City of Bayonne to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council (GRC) by completing the Denial of Access Complaint Form.

You may contact the GRC by toll-free telephone at 866-850-0511, by mail at P.O. Box 819, Trenton, NJ, 08625, by e-mail at grc@dca.state.nj.us, or at their web site at www.state.nj.us/grc. The GRC can also answer other questions about the law. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County.

Sincerely,

Jessica Connors
Assistant City Attorney

JHC/cl
Attachment
cc: Madelene C. Medina, City Clerk & Records Custodian

OPRA

#21-257

From: Edward Grimes <opra+request-21437-cfa59c53@requests.opramachine.com>
Sent: Thursday, April 1, 2021 2:23 AM
To: OPRA
Subject: OPRA request - All dispatch audio from 2:00pm until 3:30pm on March 31, 2021

Dear Bayonne City,

This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

All dispatch audio from 2:00pm until 3:30pm on March 31, 2021 concerning a wheelchair crossing avenue C and 49th street.

Yours faithfully,

Edward Grimes

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-21437-cfa59c53@requests.opramachine.com

Is oprarequest@baynj.org the wrong address for OPRA requests to Bayonne City? If so, please contact us using this form:
https://opramachine.com/change_request/new?body=bayonne_city

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:
<https://opramachine.com/help/officers>

View this OPRA request & responses online:
https://opramachine.com/request/all_dispatch_audio_from_200pm_un

Please note that in some cases publication of requests and responses will be delayed.

If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's website.

RECEIVED
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OPRA REQUEST