

Donna Belton

From: Julian Leone <opra+request-24502-92e7972f@requests.opramachine.com>
Sent: Thursday, July 08, 2021 10:23 PM
To: clerkforms
Subject: OPRA request - Howell ADA Transition Plan

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Dear Howell Township,

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:

As required by Title II of the Americans with Disabilities with Act (ADA) and 28 CFR 35.105, the Township is required to engage in a self-evaluation and develop a transition plan to improve accessibility for the disabled. Please provide a copy of that plan in electronic format.

Please note that electronic records must be provided free of charge as per N.J.S.A 47:1A-5.b.

Respectfully,

Julian

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-24502-92e7972f@requests.opramachine.com

Is clerkforms@twp.howell.nj.us the wrong address for OPRA requests to Howell Township? If so, please contact us using this form:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fchange_request%2fnew%3fbody%3dhowell_township&c=E,1,B8XpNGmtpmrhb0umi4dbDmSNzYDWB-R-Q3yKiN4WHYsumChfW1ay8INwx0acVA-gt0sPc_qxOipSSqrWnDcP-yqq-Nek61BAvLVgDY15sryNVOxd96PXw_4dga,,&typo=1

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fhelp%2fofficers&c=E,1,A0gZvSZXxtPHOHUBKogostoTn5cz5B63o0-5s6G7orMxiPZIQ-2J8uv7mowezcrD97EHqXHJkbJdYjQkGupC2ndAQLa_5ALQyWG3PKkjAhp3fzb2co7sOR0w,,&typo=1

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2fhowell_ada_transition_plan&c=E,1,0dkALJSTwWooXOWgaEarbOnqtmGxQkhbENWeyR6raS5dNwHKc_p5BzH-qplf1UF6Jl-qovFc9fruQfFe-8XQDkqPoSGNsXWqAJD-m-SwV6T2ZY,&typo=1

Township of Howell

Theresa Berger
Mayor

4567 Highway 9 North ~ PO Box 580
Howell, NJ 07731-0580

Thomas Russo
Deputy Mayor

John Bonevich
Evelyn O'Donnell
Pamela Richmond
Council Members



Brian Geoghegan
Township Manager

www.twp.howell.nj.us

July 12, 2021

Julian Leone

email: opra+request-24502-92e7972f@requests.opramachine.com

RE: OPRA 21-869

Dear Julian,

The official Records Custodian, received your Open Public Records Act (OPRA) request on 7/8/2021. As such, the seven (7) business day deadline to respond to your request is 7/19/2021. This response to your request is being provided to you within the statutory deadline after the custodian's receipt of said request.

Your OPRA request sought access to the following: *As required by Title II of the Americans with Disabilities with Act (ADA) and 28 CFR 35.105, the Township is required to engage in a self-evaluation and develop a transition plan to improve accessibility for the disabled. Please provide a copy of that plan in electronic format.*

Response: §35.105 Self-evaluation required a Municipality, within one-year of enactment of the legislation to evaluate its then-current services, policies, and practices, and the effects thereof, that do not or may not meet the requirements of the 1991 ADA Title II Regulations. A public entity with 50 or more employees were required to maintain that document for three-years and there is no requirement in the legislation for subsequent evaluations. We have searched our files and have found no documents that are responsive to your request.

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 Township of Howell 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,

Dwayne M. Harris

Dwayne M. Harris, RMC

Township of Howell
4567 Route 9 North
Howell, NJ 07731
dharris@twp.howell.nj.us