

THE CITY OF SUMMIT

N E W J E R S E Y

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Rosemary Licatese
City Clerk
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July 8, 2019

VIA ELECTRONIC MAIL

Corey Beckwith

<mailto:opra+request-6112-a340d90a@requests.opramachine.com>

Re: Your OPRA Request Received Via Email on June 28, 2019, Requesting a list of all residential properties in your city that have had code violations

Dear Corey Beckwith:

On behalf of the City of Summit ("City"), please be advised that as the Government Records Custodian, I have received the above-referenced Open Public Records Act ("OPRA") request received on June 28, 2019. The City is timely responding to your request within seven (7) business days after receipt of your request in accordance with New Jersey law. See N.J.S.A. 47:1A-5.

Your request seeks the following:

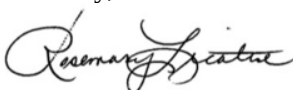
"I am requesting a List of all residential properties in your city that have had code violations any time between 4/1/19 and 6/26/2019. I only need the property addresses. I do not want any personal information. I authorize you to redact confidential information in accordance with Section 182.052 of the Utilities Code."

Your request for "code violations" fails to identify with reasonable clarity the specific government records sought. See Bent v. Stafford Police Department, 381 N.J. Super. 30, 37 (App. Div. 2005) (noting that OPRA allows requests for specific records, not requests for general information, data or statistics). The request may not be a broad generic description of documents that requires the custodian to search the agency's files and "analyze, compile and collate" the requested information. Id.; See also Lagerkvist v. Office of Governor of State, 443 N.J. Super. 230, 237 (App. Div. 2015) (holding that OPRA does not convert a custodian into a researcher, which would have been the effect of the request). Consequently, a proper request "must identify with reasonable clarity those documents that are desired." Burke v. Brandes, 429 N.J. Super. 169, 174 (App. Div. 2012) (citing Bent at 37).

On June 28, 2019, I sent you an email advising you that there was a need for clarification. To date, I have not received your clarification. Therefore, please be advised that this request is deemed closed. Please feel free to resubmit a revised OPRA request providing a reasonable clarity of the specific government records you are seeking.

If you have any questions, please feel free to contact me.

Sincerely,



Rosemary Licatese
City Clerk