



October 24, 2017

City Clerk
City of North Wildwood
901 Atlantic Avenue
North Wildwood, New Jersey 08260

RE: Request Under Open Records Act
Premise: 422 E. 16th Avenue
North Wildwood, New Jersey 08260
Block: 297, Lot 7

To Whom it May Concern:

EnviroTrac Ltd. (EnviorTrac) has been retained to perform a Phase I Site Assessment of the above referenced property. A detailed environmental record search is required as part of the assessment. The purpose of this letter is to determine if historical records of environmental concern with respect to the subject property or its adjacent neighbors exist on file.

Pursuant to the Open Public Records Act, we request the right to review all files pertaining to the above referenced property as well as the properties identified as 420 E. 16th Avenue (Block 297, Lot 6), 426 E. 16th Avenue (Block 297, Lot 8), 435 E. 17th Avenue (Block 297, Lot 11) and 417-419 E. 17th Avenue (Block 297, Lot 12). We seek to review all pertinent reports, filings or other documents regarding the above specified properties in association with any underground/aboveground storage tanks, community Right to Know, hazardous substance use, notices of violations, certificate of occupancies and any correspondences specifically within the Tax Assessor, Property Appraiser, Fire Department, Health Department, Clerk's office, Building Department, Construction and Engineering and Public Works Department. We would like to schedule a date and time to inspect any records that may be available. Should we need copies of any records after our onsite inspection, we will pay the administrative costs for copies we may request of any of those documents.

Please authorize our access to and copies of the appropriate records as soon as possible or kindly confirm in writing to our office that you have no files on the referenced premises.

Should you have any questions or comments regarding the information submitted in this request, please do not hesitate to contact me at (908) 757-1900. Thank you for your time and attention in this matter.

Sincerely,
EnviroTrac, Ltd.


Justin Piegaro
Senior Scientist

RECEIVED

OCT 25 2017

CITY CLERK
CITY OF NORTH WILDWOOD

400 E Corporate Court, South Plainfield, NJ 07080 (908) 757-1900 Fax: (908) 757-0017
www.envirotac.com

Forwarded to

- Tax Assessor
- Fire Dept.
- Construction office
- DPW

Advised requestor to contact
CWC Health Dept. also.

10/25/17
9:45 AM
WSJ

emailed
w/c WSJ

55 pages



CITY OF NORTH WILDWOOD **OPEN PUBLIC RECORDS ACT REQUEST FORM**

901 Atlantic Avenue
 North Wildwood, NJ 08260
 Phone: 609-522-2030 FAX: 609-522-6180
 W. Scott Jett, City Clerk
 sjett@northwildwood.com



Important Notice

The last page of this form contains important information related to your rights concerning government records. Please read it carefully.

Requestor Information – Please Print

First Name	<u>Justin</u>	MI	<u>P</u>	Last Name	<u>Piegare</u>
E-mail Address	<u>justinp@envirotrac.com</u>				
Mailing Address	<u>400 Corporate Court, Suite E</u>				
City	<u>South Plainfield</u>	State	<u>NJ</u>	Zip	<u>07080</u>
Telephone	<u>908-757-1900</u>	FAX	<u>908-757-0017</u>		
Preferred Delivery:	Pick Up ☐	US Mail ☐	On-Site Inspect ☒	Fax ☐	E-mail ☐
If you are requesting records containing personal information, please circle one: Under penalty of N.J.S.A. 2C:28-3, I certify that I <u>HAVE</u> HAVE NOT been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.					
Signature				Date	<u>10/24/17</u>

Payment Information

Maximum Authorization Cost	\$
Select Payment Method	
Cash	☐
Check	☐
Money Order	☐
Fees:	Letter size pages - \$0.05 per page Legal size pages - \$0.07 per page Other materials (CD, DVD, etc) – actual cost of material
Delivery:	Delivery / postage fees additional depending upon delivery type.
Extras:	Special service charge dependent upon request.

Record Request Information: Please be as specific as possible in describing the records being requested. Also, please note that your preferred method of delivery will only be accommodated if the custodian has the technological means and the integrity of the records will not be jeopardized by such method of delivery.

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We seek to review all pertinent reports, filings or other documents associated with under ground / above ground storage tanks, Community Right to Know, hazardous substance use, violations / correspondence with the NJDEP within the Tax Assessor's office, Fire Department, Health Department, Clerk's office, Building/Construction Office, Engineering Public Works and any certificates of occupancy that may be accessible for review.

AGENCY USE ONLY

Est. Document Cost	_____
Est. Delivery Cost	_____
Est. Extras Cost	_____
Total Est. Cost	_____
Deposit Amount	_____
Estimated Balance	_____
Deposit Date	_____

AGENCY USE ONLY

Disposition Notes
 Custodian: If any part of request cannot be delivered in seven business days, explain reasons here.

RECEIVED

OCT 25 2017

CITY CLERK
CITY OF NORTH WILDWOOD

In Progress	-	Closed	_____
Denied	-	Closed	_____
Filled	-	Closed	_____
Partial	-	Closed	_____

AGENCY USE ONLY

Tracking Information		Final Cost	
Tracking #	_____	Total	_____
Rec'd Date	_____	Deposit	_____
Ready Date	_____	Balance Due	_____
Total Pages	_____	Balance Paid	_____
Records Provided			
Custodian Signature		Date	

DEPOSITS

The custodian may require a deposit against costs for reproducing documents sought through an anonymous request whenever the custodian anticipates that the documents requested will cost in excess of \$5 to reproduce.

Where a special service charge is warranted under OPRA, that amount will be communicated to you as required under the statute. You have the opportunity to review and object to the charge prior to it being incurred. If, however, you approve of the fact and amount of the special service charge, you may be required to pay a deposit or pay in full prior to reproduction of the documents.

YOUR REQUEST FOR RECORDS IS DENIED FOR THE FOLLOWING REASON(S):

(To be completed by the Custodian of Records – check the box of the numbered exemption(s) as they apply to the records requested. If multiple records are requested, be specific as to which exemption(s) apply to each record. Response is due to requestor as soon as possible, but no later than seven business days.)

N.J.S.A. 47:1A-1.1

- ☐ Inter-agency or intra-agency advisory, consultative or deliberative material
- ☐ Legislative records
- ☐ Law enforcement records:
 - ☐ Medical examiner photos
 - ☐ Criminal investigatory records (however, N.J.S.A. 47:1A-3.b. lists specific criminal investigatory information which must be disclosed)
 - ☐ Victims' records
- ☐ Trade secrets and proprietary commercial or financial information
- ☐ Any record within the attorney-client privilege
- ☐ Administrative or technical information regarding computer hardware, software and networks which, if disclosed would jeopardize computer security
- ☐ Emergency or security information or procedures for any buildings or facility which, if disclosed, would jeopardize security of the building or facility or persons therein
- ☐ Security measures and surveillance techniques which, if disclosed, would create a risk to the safety or persons, property, electronic data or software
- ☐ Information which, if disclosed, would give an advantage to competitors or bidders
- ☐ Information generated by or on behalf of public employers or public employees in connection with:
 - ☐ Any sexual harassment complaint filed with a public employer
 - ☐ Any grievance filed by or against an employee
 - ☐ Collective negotiations documents and statements of strategy or negotiating
- ☐ Information that is a communication between a public agency and its insurance carrier, administrative service organization or risk management office
- ☐ Information that is to be kept confidential pursuant to court order
- ☐ Certificate of honorable discharge issued by the United States government (Form DD-214) filed with a public agency
- ☐ Social security numbers
- ☐ Credit card numbers
- ☐ Unlisted telephone numbers
- ☐ Drivers' license numbers
- ☐ Certain records of higher education institutions:
 - ☐ Research records
 - ☐ Questions or scores for exam for employment or academics
 - ☐ Charitable contribution information
 - ☐ Rare book collections gifted for limited access
 - ☐ Admission applications
 - ☐ Student records, grievances or disciplinary proceedings revealing a students' identification
- ☐ Biotechnology trade secrets N.J.S.A. 47:1A-1.2
- ☐ Convicts requesting their victims' records N.J.S.A. 47:1A-2.2
- ☐ Ongoing investigations of non-law enforcement agencies (must prove disclosure is inimical to the public interest) N.J.S.A. 47:1A-3.a.
- ☐ Public defender records N.J.S.A. 47:1A-5.k.
- ☐ Upholds exemptions contained in other State or federal statutes and regulations, Executive Orders, Rules of Court, and privileges created by State Constitution, statute, court rule or judicial case law N.J.S.A. 47:1A-9
- ☐ Personnel and pension records (however, the following information must be disclosed:
 - An individual's name, title, position, salary, payroll record, length of service, date of separation and the reason for such separation, and the amount and type of any pension received
 - When required to be disclosed by another law, when disclosure is essential to the performance of official duties of a person duly authorized by this State or the US, or when authorized by an individual in interest
 - Data contained in information which disclose conformity with specific experiential, educational or medical qualifications required for government employment or for receipt of a public pension, but not including any detailed medical or psychological information N.J.S.A. 47:1A-10

N.J.S.A. 47:1A-1

- ☐ "a public agency has a responsibility and an obligation to safeguard from public access a citizen's personal information with which it has been entrusted when disclosure thereof would violate the citizen's reasonable expectation of privacy."

Burnett v. County of Bergen, 198 N.J. 408 (2009). Without ambiguity, the court held that the privacy provision "is neither a preface nor a preamble." Rather, "the very language expressed in the privacy clause reveals its substantive nature; it does not offer reasons why OPRA was adopted, as preambles typically do; instead, it focuses on the law's implementation." "Specifically, it imposes an obligation on public agencies to protect against disclosure of personal information which would run contrary to reasonable privacy interests."

Executive Order No. 21 (McGreevey 2002)

- ☐ Records where inspection, examination or copying would substantially interfere with the State's ability to protect and defend the State and its citizens against acts of sabotage or terrorism, or which, if disclosed, would materially increase the risk or consequences of potential acts of sabotage or terrorism.
- ☐ Records exempted from disclosure by State agencies' proposed rules.

Executive Order No. 26 (McGreevey 2002)

- ☐ Certain records maintained by the Office of the Governor
- ☐ Resumes, applications for employment or other information concerning job applicants while a recruitment search is ongoing
- ☐ Records of complaints and investigations undertaken pursuant to the Model Procedures for Internal Complaints Alleging Discrimination, Harassment or Hostile Environments
- ☐ Information relating to medical, psychiatric or psychological history, diagnosis, treatment or evaluation
- ☐ Information in a personal income or other tax return
- ☐ Information describing a natural person's finances, income, assets, liabilities, net worth, bank balances, financial history or activities, or creditworthiness, except as otherwise required by law to be disclosed
- ☐ Test questions, scoring keys and other examination data pertaining to the administration of an examination for public employment or licensing
- ☐ Records in the possession of another department (including NJ Office of Information Technology or State Archives) when those records are made confidential by regulation or EO 9.

Other Exemption(s) contained in a State statute, resolution of either or both House of the Legislature, regulation, Executive Order, Rules of Court, any federal law, federal regulation or federal order pursuant to N.J.S.A. 47:1A-9 a.
(Please provide detailed information regarding the exemption from disclosure for which you are relying to deny access to government records. If multiple records are requested, be specific as to which exemption(s) apply to each record.)

REQUEST FOR RECORDS UNDER THE COMMON LAW

If, in addition to requesting records under OPRA, you are also requesting the government records under the common law, please check the box below.

A public record under the common law is one required by law to be kept, or necessary to be kept in the discharge of a duty imposed by law, or directed by law to serve as a memorial and evidence of something written, said, or done, or a written memorial made by a public officer authorized to perform that function, or a writing filed in a public office. The elements essential to constitute a public record are that it be a written memorial, that it be made by a public officer, and that the officer be authorized by law to make it.

☐ Yes, I am also requesting the documents under common law.

If the information requested is a "public record" under common law and the requestor has a legally recognized interest in the subject matter contained in the material, then the material must be disclosed if the individual's right of access outweighs the State's interest in preventing disclosure.

Please set forth your interest in the subject matter contained in the requested material:

Note that any challenge to a denial of a request for records under the common law cannot be made to the Government Records Council, as the Government Records Council only has jurisdiction to adjudicate challenges to denials of OPRA requests. A challenge to the denial of access under the common law can be made by filing an action in Superior Court.

1. All government records are subject to public access under the Open Public Records Act ("OPRA"), unless specifically exempt.
2. A request for access to a government record under OPRA must be in writing, hand-delivered, mailed, transmitted electronically, or otherwise conveyed to the appropriate custodian. N.J.S.A. 47:1A-5.g. The seven (7) business day response time does not commence until the records custodian receives the request form. If you submit the request form to any other officer or employee of the **City of North Wildwood**, that officer or employee must either forward the request to the appropriate custodian, or direct you to the appropriate custodian. N.J.S.A. 47:1A-5.h.
3. Requestors may submit requests anonymously. If you elect not to provide a name, address, or telephone number, or other means of contact, the custodian is not required to respond until you reappear before the custodian seeking a response to the original request.
4. The fees for duplication of a government record in printed form are listed on the front of this form. We will notify you of any special service charges or other additional charges authorized by State law or regulation before processing your request. Payment shall be made by cash, check or money order payable to the **City of North Wildwood**.
5. **You may be charged a 50% or other deposit when a request for copies exceeds \$25.** The **City of North Wildwood** custodian will contact you and advise you of any deposit requirements. You agree to pay the balance due upon delivery of the records. Anonymous requests in excess of \$5.00 require a deposit of 100% of estimated fees.
6. Under OPRA, a custodian must deny access to a person who has been convicted of an indictable offense in New Jersey, any other state, or the United States, and who is seeking government records containing personal information pertaining to the person's victim or the victim's family. This includes anonymous requests for said information.
7. By law, the **City of North Wildwood** must notify you that it grants or denies a request for access to government records within seven (7) business days after the agency custodian of records receives the request. If the record requested is not currently available or is in storage, the custodian will advise you within seven (7) business days after receipt of the request when the record can be made available and the estimated cost for reproduction.
8. You may be denied access to a government record if your request would substantially disrupt agency operations and the custodian is unable to reach a reasonable solution with you.
9. If the **City of North Wildwood** is unable to comply with your request for access to a government record, the custodian will indicate the reasons for denial on the request form or other written correspondence and send you a signed and dated copy.
10. Except as otherwise provided by law or by agreement with the requester, if the agency custodian of records fails to respond to you within seven (7) business days of receiving a request, the failure to respond is a deemed denial of your request.
11. 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 North Wildwood** 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 PO 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 Council 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.
12. Information provided on this form may be subject to disclosure under the Open Public Records Act.

Scott Jett

From: Scott Jett <sjett@northwildwood.com>
Sent: Wednesday, October 25, 2017 11:01 AM
To: 'justinp@envirotrac.com'
Subject: OPRA North Wildwood

Justin,

Please be advised that no records exist in the Office of the City Clerk regarding your OPRA Request.

I have asked the other departments to contact you.

Please advise that you have received this email so I know that I have your correct address.

W. Scott Jett, RMC, CMR
City Clerk
City of North Wildwood, NJ
609-522-2030 ext. 1400

Scott Jett

From: City of North Wildwood Construction Department <molney@northwildwood.com>
Sent: Wednesday, October 25, 2017 12:44 PM
To: justinp@envirotrac.com
Cc: sjett@northwildwood.com
Subject: OPRA Request

Mr. Piegario;

*I am in receipt of your OPRA Request & do not show any pertinent records in this office. (See Attached).
Thank you.*

Maureen Olney

Technical Assistant to Patrick Malia, Construction Official
City of North Wildwood Construction Dept.
901 Atlantic Avenue
North Wildwood, NJ 08260
Office: 609-522-2030 Ext. 1560
Fax: 609-846-9995

FAXED
OCT 25 2017



PLEASE SEE
ATTACHED

October 24, 2017

City Clerk
City of North Wildwood
901 Atlantic Avenue
North Wildwood, New Jersey 08260

RE: Request Under Open Records Act
Premise: 422 E. 16th Avenue
North Wildwood, New Jersey 08260
Block: 297, Lot 7

To Whom it May Concern:

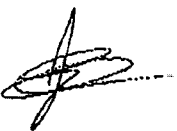
EnviroTrac Ltd. (EnviorTrac) has been retained to perform a Phase I Site Assessment of the above referenced property. A detailed environmental record search is required as part of the assessment. The purpose of this letter is to determine if historical records of environmental concern with respect to the subject property or its adjacent neighbors exist on file.

Pursuant to the Open Public Records Act, we request the right to review all files pertaining to the above referenced property as well as the properties identified as 420 E. 16th Avenue (Block 297, Lot 6), 426 E. 16th Avenue (Block 297, Lot 8), 435 E. 17th Avenue (Block 297, Lot 11) and 417-419 E. 17th Avenue (Block 297, Lot 12). We seek to review all pertinent reports, filings or other documents regarding the above specified properties in association with any underground/aboveground storage tanks, community Right to Know, hazardous substance use, notices of violations, certificate of occupancies and any correspondences specifically within the Tax Assessor, Property Appraiser, Fire Department, Health Department, Clerk's office, Building Department, Construction and Engineering and Public Works Department. We would like to schedule a date and time to inspect any records that may be available. Should we need copies of any records after our onsite inspection, we will pay the administrative costs for copies we may request of any of those documents.

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Sincerely,
EnviroTrac, Ltd.


Justin Piegaro
Senior Scientist

RECEIVED

OCT 25 2017

CITY CLERK
CITY OF NORTH WILDWOOD



CITY OF NORTH WILDWOOD OPEN PUBLIC RECORDS ACT REQUEST FORM

901 Atlantic Avenue
North Wildwood, NJ 08260
Phone: 609-522-2030 FAX: 609-522-6180
W. Scott Jett, City Clerk
sjett@northwildwood.com



Important Notice

The last page of this form contains Important information related to your rights concerning government records. Please read it carefully.

Requestor Information - Please Print

First Name Justin MI P Last Name Piegarno
E-mail Address justin.p@envirotrac.com
Mailing Address 400 Corporate Court, Suite E
City South Plainfield State NJ Zip 07080
Telephone 908-757-1700 FAX 908-757-0017
Preferred Delivery: Pick Up ☐ US Mail ☐ On-Site ☒ Inspect ☐ Fax ☐ E-mail ☐
If you are requesting records containing personal information, please circle one: Under penalty of N.J.S.A. 2C:28-3, I certify that I HAVE ~~HAVE NOT~~ been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.
Signature [Signature] Date 10/24/17

Payment Information

Maximum Authorization Cost \$
Select Payment Method
Cash ☐ Check ☐ Money Order ☐
Fees: Letter size pages - \$0.05 per page
Legal size pages - \$0.07 per page
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Record Request Information: Please be as specific as possible in describing the records being requested. Also, please note that your preferred method of delivery will only be accommodated if the custodian has the technological means and the integrity of the records will not be jeopardized by such method of delivery.

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AGENCY USE ONLY

Est. Document Cost _____
Est. Delivery Cost _____
Est. Extra Cost _____
Total Est. Cost _____
Deposit Amount _____
Estimated Balance _____
Deposit Date _____

AGENCY USE ONLY

Disposition Notes
Custodian: If any part of request cannot be delivered in seven business days,
RECEIVED
OCT 25 2017
CITY CLERK
CITY OF NORTH WILDWOOD
In Progress _____
Denied - Closed _____
Filled - Closed _____
Partial - Closed _____

AGENCY USE ONLY

Tracking Information
Tracking # _____ Total _____
Rec'd Date _____ Deposit _____
Ready Date _____ Balance Due _____
Total Pages _____ Balance Paid _____
Records Provided
**NO PERTINENT RECORDS
IN CONSTRUCTION DEPT.**
OCT 25 2017
Custodian Signature _____ Date _____

EMAILED
FAXED
OCT 25 2017



PLEASE SEE
ATTACHED

October 24, 2017

City Clerk
City of North Wildwood
901 Atlantic Avenue
North Wildwood, New Jersey 08260

RE: Request Under Open Records Act
Premise: 422 E. 16th Avenue
North Wildwood, New Jersey 08260
Block: 297, Lot 7

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Sincerely,
EnviroTrac, Ltd.

A handwritten signature in black ink, appearing to read "Justin Piegaro".

Justin Piegaro
Senior Scientist

RECEIVED

OCT 25 2017

CITY CLERK
CITY OF NORTH WILDWOOD



CITY OF NORTH WILDWOOD **OPEN PUBLIC RECORDS ACT REQUEST FORM**

901 Atlantic Avenue
 North Wildwood, NJ 08260
 Phone: 609-522-2030 FAX: 609-522-6180
 W. Scott Jett, City Clerk
 sjett@northwildwood.com



Important Notice

The last page of this form contains important information related to your rights concerning government records. Please read it carefully.

Requestor Information - Please Print

First Name Justin MI P Last Name Piegarno
 E-mail Address justinp@envirotrac.com
 Mailing Address 400 Corporate Court, Suite E
 City South Plainfield State NJ Zip 07080
 Telephone 908-757-1700 FAX 908-757-0017
 Preferred Delivery: Pick Up ☐ US Mail ☐ On-Site Inspect ☒ Fax ☐ E-mail ☐
 If you are requesting records containing personal information, please circle one: Under penalty of N.J.S.A. 2C:28-3, I certify that I HAVE ~~HAVE NOT~~ been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.
 Signature [Signature] Date 10/24/17

Payment Information

Maximum Authorization Cost \$
 Select Payment Method
 Cash ☐ Check ☐ Money Order ☐
 Fees: Letter size pages - \$0.05 per page
 Legal size pages - \$0.07 per page
 Other materials (CD, DVD, etc) - actual cost of material
 Delivery: Delivery / postage fees additional depending upon delivery type.
 Extras: Special service charge dependent upon request.

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RECEIVED
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 CITY CLERK
 CITY OF NORTH WILDWOOD
 In Progress ☐ Denied ☐ Filled ☐ Partial ☐ Closed ☐

AGENCY USE ONLY

Tracking Information

Tracking Information		Final Cost	
Tracking #	_____	Total	_____
Rec'd Date	_____	Deposit	_____
Ready Date	_____	Balance Due	_____
Total Pages	_____	Balance Paid	_____

Records Provided
NO PERTINENT RECORDS IN CONSTRUCTION DEPT.
 [Signature]
 Custodian Signature
OCT 25 2017
 Date

EMAILED TO JUSTINP@ENVIROTRAC.COM

Scott Jett

From: Pat Bowman <pbowman@northwildwood.com>
Sent: Thursday, October 26, 2017 10:06 AM
To: justinp@envirotrac.com
Cc: sjett@northwildwood.com
Subject: OPRA Request
Attachments: CCE10262017.pdf

Our records show no relevant documents retained by the Assessor.

Pat Bowman
Office of Tax Assessor

Scott Jett

From: Justin Piegaro <justinp@envirotrac.com>
Sent: Thursday, October 26, 2017 9:28 AM
To: sjett@northwildwood.com
Cc: molney@northwildwood.com
Subject: FW: OPRA Request
Attachments: North Wild Wood OPRA Request_2017-10-26.pdf

RECEIVED

OCT 27 2017

CITY CLERK
CITY OF NORTH WILDWOOD

As requested, please find the additional OPRA request for the certificates of occupancy. Please let me know if you need any additional information.

Justin

From: City of North Wildwood Construction Department [<mailto:molney@northwildwood.com>]
Sent: Wednesday, October 25, 2017 2:52 PM
To: Justin Piegaro <justinp@envirotrac.com>
Subject: RE: OPRA Request

It depends on how old they are. Most are in an archive building. If you need to review Certificates of Occupancy you will need to complete another OPRA request & be specific as to what you are looking for.

Maureen Olney

Technical Assistant to Patrick Malia, Construction Official
City of North Wildwood Construction Dept.
901 Atlantic Avenue
North Wildwood, NJ 08260
Office: 609-522-2030 Ext. 1560
Fax: 609-846-9995

From: Justin Piegaro [<mailto:justinp@envirotrac.com>]
Sent: Wednesday, October 25, 2017 2:05 PM
To: City of North Wildwood Construction Department
Subject: RE: OPRA Request

Thank you for your response. Do you hold certificates of occupancy in your office? If so, are they available for review?

From: City of North Wildwood Construction Department [<mailto:molney@northwildwood.com>]
Sent: Wednesday, October 25, 2017 12:48 PM
To: Justin Piegaro <justinp@envirotrac.com>
Cc: sjett@northwildwood.com
Subject: OPRA Request

Oops! Forgot the attachment. Sorry!

Maureen Olney

Technical Assistant to Patrick Malia, Construction Official
City of North Wildwood Construction Dept.
901 Atlantic Avenue
North Wildwood, NJ 08260
Office: 609-522-2030 Ext. 1560
Fax: 609-846-9995

From: City of North Wildwood Construction Department [<mailto:molney@northwildwood.com>]
Sent: Wednesday, October 25, 2017 12:44 PM
To: 'justinp@envirotrac.com'
Cc: sjett@northwildwood.com
Subject: OPRA Request

Mr. Piegaro;

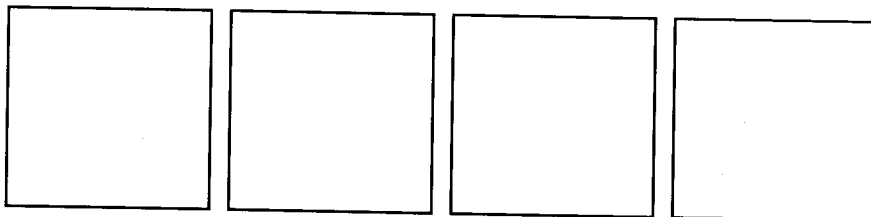
*I am in receipt of your OPRA Request & do not show any pertinent records in this office. (See Attached).
Thank you.*

Maureen Olney

Technical Assistant to Patrick Malia, Construction Official
City of North Wildwood Construction Dept.
901 Atlantic Avenue
North Wildwood, NJ 08260
Office: 609-522-2030 Ext. 1560
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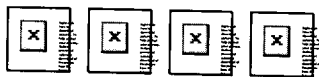
Justin Piegaro | Senior Scientist | EnviroTrac Ltd. | 400 E Corporate Court, South Plainfield NJ 07080
908.757.1900 (Office) | 908.757.0017 (Fax) | justinp@envirotrac.com

Solutions in Action - <http://www.envirotrac.com>



Justin Piegario | Senior Scientist | EnviroTrac Ltd. | 400 E Corporate Court, South Plainfield NJ 07080
908.757.1900 (Office) | 908.757.0017 (Fax) | justinp@envirotrac.com

Solutions in Action - <http://www.envirotrac.com>





**CITY OF NORTH WILDWOOD
OPEN PUBLIC RECORDS ACT REQUEST FORM**

901 Atlantic Avenue
North Wildwood, NJ 08260
Phone: 609-522-2030 FAX: 609-522-6180
W. Scott Jett, City Clerk
sjett@northwildwood.com



Important Notice

The last page of this form contains important information related to your rights concerning government records. Please read it carefully.

Requestor Information – Please Print

First Name Justin MI P Last Name Piergato
E-mail Address justinp@envirotrac.com
Mailing Address 400 Corporate Court, Suite E
City South Plainfield State NJ Zip 07080
Telephone 908-757-1900 FAX 908-757-0017
Preferred Delivery: Pick Up ☐ US Mail ☐ On-Site Inspect ☒ Fax ☐ E-mail ☐
If you are requesting records containing personal information, please circle one: Under penalty of N.J.S.A. 2C:28-3, I certify that I HAVE HAVE NOT been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.
Signature [Signature] Date 10/26/17

Payment Information

Maximum Authorization Cost \$ _____
Select Payment Method
Cash ☐ Check ☐ Money Order ☐
Fees: Letter size pages - \$0.05 per page
Legal size pages - \$0.07 per page
Other materials (CD, DVD, etc) – actual cost of material
Delivery: Delivery / postage fees additional depending upon delivery type.
Extras: Special service charge dependent upon request.

Record Request Information: Please be as specific as possible in describing the records being requested. Also, please note that your preferred method of delivery will only be accommodated if the custodian has the technological means and the integrity of the records will not be jeopardized by such method of delivery.

Pursuant to the Open Public Records Act, we request the right to review any and all certificates of occupancy associated with the properties identified as 402 E 16th Ave (Block 297, Lot 7), 420 E 16th Ave, (Block 297 Lot 6), 426 E 16th Ave (Block 297 Lot 8), 435 E 17th Ave (Block 297 Lot 11) and 417-419 E 17th Ave (Block 297, Lot 12) within the city of North Wildwood, NJ 08260. Specifically w/in the Construction Dept.

AGENCY USE ONLY

Est. Document Cost _____
Est. Delivery Cost _____
Est. Extras Cost _____
Total Est. Cost _____
Deposit Amount _____
Estimated Balance _____
Deposit Date _____

AGENCY USE ONLY

Disposition Notes
Custodian: If any part of request cannot be delivered in seven business days, detail reasons here.

In Progress - Open _____
Denied - Closed _____
Filled - Closed _____
Partial - Closed _____

AGENCY USE ONLY

Tracking Information		Final Cost	
Tracking #	_____	Total	_____
Rec'd Date	_____	Deposit	_____
Ready Date	_____	Balance Due	_____
Total Pages	_____	Balance Paid	_____
Records Provided			
Custodian Signature _____		Date _____	

DEPOSITS

The custodian may require a deposit against costs for reproducing documents sought through an anonymous request whenever the custodian anticipates that the documents requested will cost in excess of \$5 to reproduce.

Where a special service charge is warranted under OPRA, that amount will be communicated to you as required under the statute. You have the opportunity to review and object to the charge prior to it being incurred. If, however, you approve of the fact and amount of the special service charge, you may be required to pay a deposit or pay in full prior to reproduction of the documents.

YOUR REQUEST FOR RECORDS IS DENIED FOR THE FOLLOWING REASON(S):

(To be completed by the Custodian of Records – check the box of the numbered exemption(s) as they apply to the records requested. If multiple records are requested, be specific as to which exemption(s) apply to each record. **Response is due to requestor as soon as possible, but no later than seven business days.**)

N.J.S.A. 47:1A-1.1

- ☐ Inter-agency or intra-agency advisory, consultative or deliberative material
- ☐ Legislative records
- ☐ Law enforcement records:
 - ☐ Medical examiner photos
 - ☐ Criminal investigatory records (however, N.J.S.A. 47:1A-3.b. lists specific criminal investigatory information which must be disclosed)
 - ☐ Victims' records
- ☐ Trade secrets and proprietary commercial or financial information
- ☐ Any record within the attorney-client privilege
- ☐ Administrative or technical information regarding computer hardware, software and networks which, if disclosed would jeopardize computer security
- ☐ Emergency or security information or procedures for any buildings or facility which, if disclosed, would jeopardize security of the building or facility or persons therein
- ☐ Security measures and surveillance techniques which, if disclosed, would create a risk to the safety of persons, property, electronic data or software
- ☐ Information which, if disclosed, would give an advantage to competitors or bidders
- ☐ Information generated by or on behalf of public employers or public employees in connection with:
 - ☐ Any sexual harassment complaint filed with a public employer
 - ☐ Any grievance filed by or against an employee
 - ☐ Collective negotiations documents and statements of strategy or negotiating
- ☐ Information that is a communication between a public agency and its insurance carrier, administrative service organization or risk management office
- ☐ Information that is to be kept confidential pursuant to court order
- ☐ Certificate of honorable discharge issued by the United States government (Form DD-214) filed with a public agency
- ☐ Social security numbers
- ☐ Credit card numbers
- ☐ Unlisted telephone numbers
- ☐ Drivers' license numbers
- ☐ Certain records of higher education institutions:
 - ☐ Research records
 - ☐ Questions or scores for exam for employment or academics
 - ☐ Charitable contribution information
 - ☐ Rare book collections gifted for limited access
 - ☐ Admission applications
 - ☐ Student records, grievances or disciplinary proceedings revealing a students' identification
- ☐ Biotechnology trade secrets N.J.S.A. 47:1A-1.2
- ☐ Convicts requesting their victims' records N.J.S.A. 47:1A-2.2
- ☐ Ongoing investigations of non-law enforcement agencies (must prove disclosure is inimical to the public interest) N.J.S.A. 47:1A-3.a.
- ☐ Public defender records N.J.S.A. 47:1A-5.k.
- ☐ Upholds exemptions contained in other State or federal statutes and regulations, Executive Orders, Rules of Court, and privileges created by State Constitution, statute, court rule or judicial case law N.J.S.A. 47:1A-9
- ☐ Personnel and pension records (however, the following information must be disclosed:
 - An individual's name, title, position, salary, payroll record, length of service, date of separation and the reason for such separation, and the amount and type of any pension received
 - When required to be disclosed by another law, when disclosure is essential to the performance of official duties of a person duly authorized by this State or the US, or when authorized by an individual in interest
 - Data contained in information which disclose conformity with specific experiential, educational or medical qualifications required for government employment or for receipt of a public pension, but not including any detailed medical or psychological information N.J.S.A. 47:1A-10

N.J.S.A. 47:1A-1

- ☐ "a public agency has a responsibility and an obligation to safeguard from public access a citizen's personal information with which it has been entrusted when disclosure thereof would violate the citizen's reasonable expectation of privacy."

Burnett v. County of Bergen, 198 N.J. 408 (2009). Without ambiguity, the court held that the privacy provision "is neither a preface nor a preamble." Rather, "the very language expressed in the privacy clause reveals its substantive nature; it does not offer reasons why OPRA was adopted, as preambles typically do; instead, it focuses on the law's implementation." "Specifically, it imposes an obligation on public agencies to protect against disclosure of personal information which would run contrary to reasonable privacy interests."

Executive Order No. 21 (McGreevey 2002)

- ☐ Records where inspection, examination or copying would substantially interfere with the State's ability to protect and defend the State and its citizens against acts of sabotage or terrorism, or which, if disclosed, would materially increase the risk or consequences of potential acts of sabotage or terrorism.
- ☐ Records exempted from disclosure by State agencies' proposed rules.

Executive Order No. 26 (McGreevey 2002)

- ☐ Certain records maintained by the Office of the Governor
- ☐ Resumes, applications for employment or other information concerning job applicants while a recruitment search is ongoing
- ☐ Records of complaints and investigations undertaken pursuant to the Model Procedures for Internal Complaints Alleging Discrimination, Harassment or Hostile Environments
- ☐ Information relating to medical, psychiatric or psychological history, diagnosis, treatment or evaluation
- ☐ Information in a personal income or other tax return
- ☐ Information describing a natural person's finances, income, assets, liabilities, net worth, bank balances, financial history or activities, or creditworthiness, except as otherwise required by law to be disclosed
- ☐ Test questions, scoring keys and other examination data pertaining to the administration of an examination for public employment or licensing
- ☐ Records in the possession of another department (including NJ Office of Information Technology or State Archives) when those records are made confidential by regulation or EO 9.

Other Exemption(s) contained in a State statute, resolution of either or both House of the Legislature, regulation, Executive Order, Rules of Court, any federal law, federal regulation or federal order pursuant to N.J.S.A. 47:1A-9.a.
(Please provide detailed information regarding the exemption from disclosure for which you are relying to deny access to government records. If multiple records are requested, be specific as to which exemption(s) apply to each record.)

REQUEST FOR RECORDS UNDER THE COMMON LAW

If, in addition to requesting records under OPRA, you are also requesting the government records under the common law, please check the box below.

A public record under the common law is one required by law to be kept, or necessary to be kept in the discharge of a duty imposed by law, or directed by law to serve as a memorial and evidence of something written, said, or done, or a written memorial made by a public officer authorized to perform that function, or a writing filed in a public office. The elements essential to constitute a public record are that it be a written memorial, that it be made by a public officer, and that the officer be authorized by law to make it.

☐ Yes, I am also requesting the documents under common law.

If the information requested is a "public record" under common law and the requestor has a legally recognized interest in the subject matter contained in the material, then the material must be disclosed if the individual's right of access outweighs the State's interest in preventing disclosure.

Please set forth your interest in the subject matter contained in the requested material:

Note that any challenge to a denial of a request for records under the common law cannot be made to the Government Records Council, as the Government Records Council only has jurisdiction to adjudicate challenges to denials of OPRA requests. A challenge to the denial of access under the common law can be made by filing an action in Superior Court.

1. All government records are subject to public access under the Open Public Records Act ("OPRA"), unless specifically exempt.
2. A request for access to a government record under OPRA must be in writing, hand-delivered, mailed, transmitted electronically, or otherwise conveyed to the appropriate custodian. N.J.S.A. 47:1A-5.g. The seven (7) business day response time does not commence until the records custodian receives the request form. If you submit the request form to any other officer or employee of the **City of North Wildwood**, that officer or employee must either forward the request to the appropriate custodian, or direct you to the appropriate custodian. N.J.S.A. 47:1A-5.h.
3. Requestors may submit requests anonymously. If you elect not to provide a name, address, or telephone number, or other means of contact, the custodian is not required to respond until you reappear before the custodian seeking a response to the original request.
4. The fees for duplication of a government record in printed form are listed on the front of this form. We will notify you of any special service charges or other additional charges authorized by State law or regulation before processing your request. Payment shall be made by cash, check or money order payable to the **City of North Wildwood**.
5. **You may be charged a 50% or other deposit when a request for copies exceeds \$25.** The **City of North Wildwood** custodian will contact you and advise you of any deposit requirements. You agree to pay the balance due upon delivery of the records. Anonymous requests in excess of \$5.00 require a deposit of 100% of estimated fees.
6. Under OPRA, a custodian must deny access to a person who has been convicted of an indictable offense in New Jersey, any other state, or the United States, and who is seeking government records containing personal information pertaining to the person's victim or the victim's family. This includes anonymous requests for said information.
7. By law, the **City of North Wildwood** must notify you that it grants or denies a request for access to government records within seven (7) business days after the agency custodian of records receives the request. If the record requested is not currently available or is in storage, the custodian will advise you within seven (7) business days after receipt of the request when the record can be made available and the estimated cost for reproduction.
8. You may be denied access to a government record if your request would substantially disrupt agency operations and the custodian is unable to reach a reasonable solution with you.
9. If the **City of North Wildwood** is unable to comply with your request for access to a government record, the custodian will indicate the reasons for denial on the request form or other written correspondence and send you a signed and dated copy.
10. Except as otherwise provided by law or by agreement with the requester, if the agency custodian of records fails to respond to you within seven (7) business days of receiving a request, the failure to respond is a deemed denial of your request.
11. 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 North Wildwood** 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 PO 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 Council 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.
12. Information provided on this form may be subject to disclosure under the Open Public Records Act.



October 26, 2017

City Clerk
City of North Wildwood
901 Atlantic Avenue
North Wildwood, New Jersey 08260

RE: Request Under Open Records Act
Premise: **422 E. 16th Avenue**
North Wildwood, New Jersey 08260
Block: 297, Lot 7

To Whom it May Concern:

EnviroTrac Ltd. (EnviorTrac) has been retained to perform a Phase I Site Assessment of the above referenced property. A detailed environmental record search is required as part of the assessment. The purpose of this letter is to determine if historical records of environmental concern with respect to the subject property or its adjacent neighbors exist on file.

Pursuant to the Open Public Records Act, we request the right to review all certificates of occupancies, specifically within the Construction Department, pertaining to the above referenced property as well as the properties identified as 420 E. 16th Avenue (Block 297, Lot 6), 426 E. 16th Avenue (Block 297, Lot 8), 435 E. 17th Avenue (Block 297, Lot 11) and 417-419 E. 17th Avenue (Block 297, Lot 12). We would like to schedule a date and time to inspect any records that may be available. Should we need copies of any records after our onsite inspection, we will pay the administrative costs for copies we may request of any of those documents.

Please authorize our access to and copies of the appropriate records as soon as possible or kindly confirm in writing to our office that you have no files on the referenced premises.

Should you have any questions or comments regarding the information submitted in this request, please do not hesitate to contact me at (908) 757-1900. Thank you for your time and attention in this matter.

Sincerely,
EnviroTrac, Ltd.

A handwritten signature in black ink, appearing to read "Justin Piegario". The signature is stylized with a large, sweeping "J" and "P".

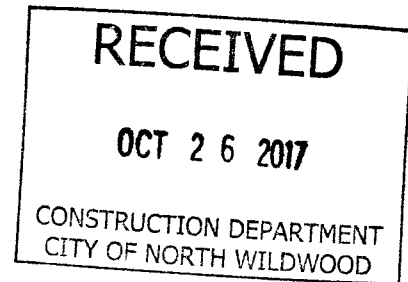
Justin Piegario
Senior Scientist



SEE
ATTACHED

October 26, 2017

City Clerk
City of North Wildwood
901 Atlantic Avenue
North Wildwood, New Jersey 08260



RE: Request Under Open Records Act
Premise: **422 E. 16th Avenue**
North Wildwood, New Jersey 08260
Block: 297, Lot 7

To Whom it May Concern:

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EnviroTrac, Ltd.

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Justin Piegario
Senior Scientist



CITY OF NORTH WILDWOOD OPEN PUBLIC RECORDS ACT REQUEST FORM

901 Atlantic Avenue
North Wildwood, NJ 08260
Phone: 609-522-2030 FAX: 609-522-6180
W. Scott Jett, City Clerk
sjett@northwildwood.com



Important Notice

The last page of this form contains important information related to your rights concerning government records. Please read it carefully.

Requestor Information - Please Print

First Name Justin MI P Last Name Pieguro
E-mail Address justinp@envirotrac.com
Mailing Address 400 Corporate Court, Suite E
City South Plainfield State NJ Zip 07080
Telephone 908-757-1900 FAX 908-757-0017
Preferred Delivery: Pick Up ☐ US Mail ☐ On-Site Inspect ☒ Fax ☐ E-mail ☐
If you are requesting records containing personal information, please circle one: Under penalty of N.J.S.A. 2C:28-3, I certify that I HAVE ~~HAVE NOT~~ been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.
Signature [Signature] Date 10/26/17

Payment Information

Maximum Authorization Cost \$
Select Payment Method
Cash ☐ Check ☐ Money Order ☐
Fees: Letter size pages - \$0.05 per page
Legal size pages - \$0.07 per page
Other materials (CD, DVD, etc) - actual cost of material
Delivery: Delivery / postage fees additional depending upon delivery type.
Extras: Special service charge dependent upon request.

Record Request Information: Please be as specific as possible in describing the records being requested. Also, please note that your preferred method of delivery will only be accommodated if the custodian has the technological means and the integrity of the records will not be jeopardized by such method of delivery.

Pursuant to the Open Public Records Act, we request the right to review any and all certificates of occupancy associated with the properties identified as 422 E 16th Ave (Block 297, Lot 7) 420 E 16th Ave, (Block 297 Lot 6), 426 E 16th Ave (Block 297 Lot 8), 433 E 17th Ave (Block 297 Lot 11) and 417-419 E 17th Ave (Block 297, Lot 12) within the city of North Wildwood, NJ 08260. Specifically w/in the Construction Dept.

① C.O. FOR 422 E. 16TH AVE 1996-225

AGENCY USE ONLY

Est. Document Cost _____
Est. Delivery Cost _____
Est. Extras Cost _____
Total Est. Cost _____
Deposit Amount _____
Estimated Balance _____
Deposit Date _____

AGENCY USE ONLY

RECEIVED
Custodian: If any part of request cannot be delivered in seven business days, detail reasons here.
OCT 26 2017
CONSTRUCTION DEPARTMENT
CITY OF NORTH WILDWOOD
In Progress - Open _____
Denied - Closed _____
Filled - Closed _____
Partial - Closed _____

AGENCY USE ONLY

Tracking Information
Tracking # _____ Total _____
Rec'd Date _____ Deposit _____
Ready Date _____ Balance Due _____
Total Pages _____ Balance Paid _____
Records Provided
EMAILED
[Signature] **OCT 26 2017**
Custodian Signature Date

City of North Wildwood
901 Atlantic Avenue
North Wildwood, NJ 08260
609-522-2030

COMPUTER
COPY

CERTIFICATE IDENTIFICATION

Date Issued: 05/08/1997
Control #: 9396
Permit #: 19960225

Block: 297 Lot: 26.02 Qual: _____
Work Site Location: 422 E. 16TH
CITY OF NORTH WILDWOOD
Owner in Fee: GALL/SOMBRERO MOTEL
Address: _____
Telephone: _____
Agent/Contractor: _____
Address: _____
Telephone: _____
Lic. No./ Bldrs. Reg.No.: _____ Federal Emp. No.: _____
Social Security No.: _____

Home Warranty No: _____
Type of Warranty Plan: [] State [] Private
Use Group: R-1
Maximum Live Load: _____
Construction Classification: _____
Maximum Occupancy Load: _____
Certificate Exp Date: _____
Description of Work/Use: _____

Update Desc. of Wk/Use: _____

COMPUTER
COPY

[X] **CERTIFICATE OF OCCUPANCY**

This serves notice that said building or structure has been constructed in accordance with the New Jersey Uniform Construction Code and is approved for occupancy.

[] **CERTIFICATE OF APPROVAL**

This serves notice that the work completed has been constructed or installed in accordance with the New Jersey Uniform Construction Code and is approved. If the permit was issued for minor work, this certificate was based upon what was visible at the time of inspection.

[] **TEMPORARY CERTIFICATE OF OCCUPANCY/COMPLIANCE**

If this is a temporary Certificate of Occupancy or Compliance, the following conditions must be met no later than _____ or will be subject to fine or order to vacate:

[] **CERTIFICATE OF CLEARANCE-LEAD ABATEMENT 5:17**

This serves notice that based on written certification, lead abatement was performed as per NJAC 5:17, to the following extent:

- [] Total removal of lead-based paint hazards in scope of work
[] Partial or limited time period(____ years); see file

[] **CERTIFICATE OF CONTINUED OCCUPANCY**

This serves notice that based on a general inspection of the visible parts of the building there are no imminent hazards and the building is approved for continued occupancy.

[] **CERTIFICATE OF COMPLIANCE**

This serves notice that said potentially hazardous equipment has been installed and/or maintained in accordance with the New Jersey Uniform Construction Code and is approved for use until _____

Fees: \$0.00

Paid [] Check No.: 001

Collected by: DR

11-11-11

COBY

COBY

City of North Wildwood Construction Department

From: City of North Wildwood Construction Department <molney@northwildwood.com>
Sent: Thursday, October 26, 2017 10:34 AM
To: 'Justin Piegaro'
Subject: RE: OPRA Request
Attachments: DOC_20171026100201.pdf

Mr. Piegaro;

In response to your OPRA Request for Certificates of Occupancy. Of the properties requested there was one CO issued on **5/8/1997** for 422 E. 16th Avenue. I have pulled a copy of that CO off the computer (attached). If you need to see the ORIGINAL we will need to retrieve it from our archives building. Thank you.

Maureen Olney

Technical Assistant to Patrick Malia, Construction Official
City of North Wildwood Construction Dept.
901 Atlantic Avenue
North Wildwood, NJ 08260
Office: 609-522-2030 Ext. 1560
Fax: 609-846-9995

From: Justin Piegaro [mailto:justinp@envirotrac.com]
Sent: Thursday, October 26, 2017 9:28 AM
To: sjett@northwildwood.com
Cc: molney@northwildwood.com
Subject: FW: OPRA Request

As requested, please find the additional OPRA request for the certificates of occupancy. Please let me know if you need any additional information.

Justin

From: City of North Wildwood Construction Department [mailto:molney@northwildwood.com]
Sent: Wednesday, October 25, 2017 2:52 PM
To: Justin Piegaro <justinp@envirotrac.com>
Subject: RE: OPRA Request

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Thank you.*



October 24, 2017

City Clerk
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901 Atlantic Avenue
North Wildwood, New Jersey 08260

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Block: 297, Lot 7

To Whom it May Concern:

EnviroTrac Ltd. (EnviorTrac) has been retained to perform a Phase I Site Assessment of the above referenced property. A detailed environmental record search is required as part of the assessment. The purpose of this letter is to determine if historical records of environmental concern with respect to the subject property or its adjacent neighbors exist on file.

Pursuant to the Open Public Records Act, we request the right to review all files pertaining to the above referenced property as well as the properties identified as 420 E. 16th Avenue (Block 297, Lot 6), 426 E. 16th Avenue (Block 297, Lot 8), 435 E. 17th Avenue (Block 297, Lot 11) and 417-419 E. 17th Avenue (Block 297, Lot 12). We seek to review all pertinent reports, filings or other documents regarding the above specified properties in association with any underground/aboveground storage tanks, community Right to Know, hazardous substance use, notices of violations, certificate of occupancies and any correspondences specifically within the Tax Assessor, Property Appraiser, Fire Department, Health Department, Clerk's office, Building Department, Construction and Engineering and Public Works Department. We would like to schedule a date and time to inspect any records that may be available. Should we need copies of any records after our onsite inspection, we will pay the administrative costs for copies we may request of any of those documents.

Please authorize our access to and copies of the appropriate records as soon as possible or kindly confirm in writing to our office that you have no files on the referenced premises.

Should you have any questions or comments regarding the information submitted in this request, please do not hesitate to contact me at (908) 757-1900. Thank you for your time and attention in this matter.

Sincerely,
EnviroTrac, Ltd.

A handwritten signature in black ink, appearing to read "Justin Piegare".

Justin Piegare
Senior Scientist

RECEIVED

OCT 25 2017

CITY CLERK
CITY OF NORTH WILDWOOD



CITY OF NORTH WILDWOOD OPEN PUBLIC RECORDS ACT REQUEST FORM

901 Atlantic Avenue
North Wildwood, NJ 08260
Phone: 609-522-2030 FAX: 609-522-6180
W. Scott Jett, City Clerk
sjett@northwildwood.com



Important Notice

The last page of this form contains important information related to your rights concerning government records. Please read it carefully.

Requestor Information - Please Print

First Name Justin MI P Last Name Piegaro
E-mail Address justinp@envirotrac.com
Mailing Address 400 Corporate Court, Suite E
City South Plainfield State NJ Zip 07080
Telephone 908-757-1700 FAX 908-757-0017
Preferred Delivery: Pick Up ☐ US Mail ☐ On-Site Inspect ☒ Fax ☐ E-mail ☐
If you are requesting records containing personal information, please circle one: Under penalty of N.J.S.A. 2C:28-3, I certify that I HAVE ~~HAVE NOT~~ been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.
Signature [Signature] Date 10/24/17

Payment Information

Maximum Authorization Cost \$
Select Payment Method
Cash ☐ Check ☐ Money Order ☐
Fees: Letter size pages - \$0.05 per page
Legal size pages - \$0.07 per page
Other materials (CD, DVD, etc.) - actual cost of material
Delivery: Delivery / postage fees additional depending upon delivery type.
Extras: Special service charge dependent upon request.

Record Request Information: Please be as specific as possible in describing the records being requested. Also, please note that your preferred method of delivery will only be accommodated if the custodian has the technological means and the integrity of the records will not be jeopardized by such method of delivery.

Pursuant to the Open Public Records Act, we request the right to ~~review~~ all files pertaining to the properties identified as 402 E 16th Ave (Block 297, Lot 7); 400 E 16th Ave (Block 297, Lot 6); 406 E 16th Ave (Block 297, Lot 8); 435 E 17th Ave (Block 297, Lot 11); and 417-419 E 17th Ave (Block 297, Lot 12) in the City of North Wildwood, NJ 08260.

We seek to review all pertinent reports, filings or other documents associated with under ground & above ground storage tanks, Community Right to Know, hazardous substance use, violations / correspondence with the NJDEP within the Tax Assessor's office, Fire Department, Health Department, Clerk's office, Building/Construction Office, Engineering, Public Works and any certificates of occupancy that may be available for review.

AGENCY USE ONLY

Est. Document Cost _____
Est. Delivery Cost _____
Est. Extra Cost _____
Total Est. Cost _____
Deposit Amount _____
Estimated Balance _____
Deposit Date _____

AGENCY USE ONLY

Disposition Notes
Custodian: If any part of request cannot be delivered in seven business days,
initial response here.

RECEIVED

OCT 25 2017

CITY CLERK
CITY OF NORTH WILDWOOD

In Progress _____
Denied - Closed _____
Filled - Closed _____
Partial - Closed _____

AGENCY USE ONLY

Tracking Information		Final Cost	
Tracking #	_____	Total	_____
Rec'd Date	_____	Deposit	_____
Ready Date	_____	Balance Due	_____
Total Pages	_____	Balance Paid	_____
Records Provided			
Custodian Signature _____		Date _____	

DEPOSITS

The custodian may require a deposit against costs for reproducing documents sought through an anonymous request whenever the custodian anticipates that the documents requested will cost in excess of \$5 to reproduce.

Where a special service charge is warranted under OPRA, that amount will be communicated to you as required under the statute. You have the opportunity to review and object to the charge prior to it being incurred. If, however, you approve of the fact and amount of the special service charge, you may be required to pay a deposit or pay in full prior to reproduction of the documents.

YOUR REQUEST FOR RECORDS IS DENIED FOR THE FOLLOWING REASON(S):

(To be completed by the Custodian of Records – check the box of the numbered exemption(s) as they apply to the records requested. If multiple records are requested, be specific as to which exemption(s) apply to each record. Response is due to requestor as soon as possible, but no later than seven business days.)

- N.J.S.A. 47:1A-1.1**
- ☐ Inter-agency or intra-agency advisory, consultative or deliberative material
 - ☐ Legislative records
 - ☐ Law enforcement records:
 - ☐ Medical examiner photos
 - ☐ Criminal investigatory records (however, N.J.S.A. 47:1A-3.b. lists specific criminal investigatory information which must be disclosed)
 - ☐ Victims' records
 - ☐ Trade secrets and proprietary commercial or financial information
 - ☐ Any record within the attorney-client privilege
 - ☐ Administrative or technical information regarding computer hardware, software and networks which, if disclosed would jeopardize computer security
 - ☐ Emergency or security information or procedures for any buildings or facility which, if disclosed, would jeopardize security of the building or facility or persons therein
 - ☐ Security measures and surveillance techniques which, if disclosed, would create a risk to the safety of persons, property, electronic data or software
 - ☐ Information which, if disclosed, would give an advantage to competitors or bidders
 - ☐ Information generated by or on behalf of public employers or public employees in connection with:
 - ☐ Any sexual harassment complaint filed with a public employer
 - ☐ Any grievance filed by or against an employee
 - ☐ Collective negotiations documents and statements of strategy or negotiating
 - ☐ Information that is a communication between a public agency and its insurance carrier, administrative service organization or risk management office
 - ☐ Information that is to be kept confidential pursuant to court order
 - ☐ Certificate of honorable discharge issued by the United States government (Form DD-214) filed with a public agency
 - ☐ Social security numbers
 - ☐ Credit card numbers
 - ☐ Unlisted telephone numbers
 - ☐ Drivers' license numbers
 - ☐ Certain records of higher education institutions:
 - ☐ Research records
 - ☐ Questions or scores for exam for employment or academics
 - ☐ Charitable contribution information
 - ☐ Rare book collections gifted for limited access
 - ☐ Admission applications
 - ☐ Student records, grievances or disciplinary proceedings revealing a students' identification
 - ☐ Biotechnology trade secrets N.J.S.A. 47:1A-1.2
 - ☐ Convicts requesting their victims' records N.J.S.A. 47:1A-2.2
 - ☐ Ongoing investigations of non-law enforcement agencies (must prove disclosure is inimical to the public interest) N.J.S.A. 47:1A-3.a.
 - ☐ Public defender records N.J.S.A. 47:1A-5.k.
 - ☐ Upholds exemptions contained in other State or federal statutes and regulations, Executive Orders, Rules of Court, and privileges created by State Constitution, statute, court rule or judicial case law N.J.S.A. 47:1A-9
 - ☐ Personnel and pension records (however, the following information must be disclosed:
 - An individual's name, title, position, salary, payroll record, length of service, date of separation and the reason for such separation, and the amount and type of any pension received
 - When required to be disclosed by another law, when disclosure is essential to the performance of official duties of a person duly authorized by this State or the US, or when authorized by an individual in interest
 - Data contained in information which disclose conformity with specific experiential, educational or medical qualifications required for government employment or for receipt of a public pension, but not including any detailed medical or psychological information N.J.S.A. 47:1A-10
- N.J.S.A. 47:1A-1**
- ☐ "a public agency has a responsibility and an obligation to safeguard from public access a citizen's personal information with which it has been entrusted when disclosure thereof would violate the citizen's reasonable expectation of privacy."

Burnett v. County of Bergen, 198 N.J. 408 (2009). Without ambiguity, the court held that the privacy provision "is neither a preface nor a preamble." Rather, "the very language expressed in the privacy clause reveals its substantive nature; it does not offer reasons why OPRA was adopted, as preambles typically do; instead, it focuses on the law's implementation." "Specifically, it imposes an obligation on public agencies to protect against disclosure of personal information which would run contrary to reasonable privacy interests."

Executive Order No. 21 (McGreevey 2002)

- ☐ Records where inspection, examination or copying would substantially interfere with the State's ability to protect and defend the State and its citizens against acts of sabotage or terrorism, or which, if disclosed, would materially increase the risk or consequences of potential acts of sabotage or terrorism.
- ☐ Records exempted from disclosure by State agencies' proposed rules.

Executive Order No. 26 (McGreevey 2002)

- ☐ Certain records maintained by the Office of the Governor
- ☐ Resumes, applications for employment or other information concerning job applicants while a recruitment search is ongoing
- ☐ Records of complaints and investigations undertaken pursuant to the Model Procedures for Internal Complaints Alleging Discrimination, Harassment or Hostile Environments
- ☐ Information relating to medical, psychiatric or psychological history, diagnosis, treatment or evaluation
- ☐ Information in a personal income or other tax return
- ☐ Information describing a natural person's finances, income, assets, liabilities, net worth, bank balances, financial history or activities, or creditworthiness, except as otherwise required by law to be disclosed
- ☐ Test questions, scoring keys and other examination data pertaining to the administration of an examination for public employment or licensing
- ☐ Records in the possession of another department (including NJ Office of Information Technology or State Archives) when those records are made confidential by regulation or EO 9.

Other Exemption(s) contained in a State statute, resolution of either or both House of the Legislature, regulation, Executive Order, Rules of Court, any federal law, federal regulation or federal order pursuant to N.J.S.A. 47:1A-9.2.
(Please provide detailed information regarding the exemption from disclosure for which you are relying to deny access to government records. If multiple records are requested, be specific as to which exemption(s) apply to each record.)

REQUEST FOR RECORDS UNDER THE COMMON LAW

If, in addition to requesting records under OPRA, you are also requesting the government records under the common law, please check the box below.

A public record under the common law is one required by law to be kept, or necessary to be kept in the discharge of a duty imposed by law, or directed by law to serve as a memorial and evidence of something written, said, or done, or a written memorial made by a public officer authorized to perform that function, or a writing filed in a public office. The elements essential to constitute a public record are that it be a written memorial, that it be made by a public officer, and that the officer be authorized by law to make it.

☐ Yes, I am also requesting the documents under common law.

If the information requested is a "public record" under common law and the requestor has a legally recognized interest in the subject matter contained in the material, then the material must be disclosed if the individual's right of access outweighs the State's interest in preventing disclosure.

Please set forth your interest in the subject matter contained in the requested material:

Note that any challenge to a denial of a request for records under the common law cannot be made to the Government Records Council, as the Government Records Council only has jurisdiction to adjudicate challenges to denials of OPRA requests. A challenge to the denial of access under the common law can be made by filing an action in Superior Court.

1. All government records are subject to public access under the Open Public Records Act ("OPRA"), unless specifically exempt.
2. A request for access to a government record under OPRA must be in writing, hand-delivered, mailed, transmitted electronically, or otherwise conveyed to the appropriate custodian. N.J.S.A. 47:1A-5.g. The seven (7) business day response time does not commence until the records custodian receives the request form. If you submit the request form to any other officer or employee of the **City of North Wildwood**, that officer or employee must either forward the request to the appropriate custodian, or direct you to the appropriate custodian. N.J.S.A. 47:1A-5.h.
3. Requestors may submit requests anonymously. If you elect not to provide a name, address, or telephone number, or other means of contact, the custodian is not required to respond until you reappear before the custodian seeking a response to the original request.
4. The fees for duplication of a government record in printed form are listed on the front of this form. We will notify you of any special service charges or other additional charges authorized by State law or regulation before processing your request. Payment shall be made by cash, check or money order payable to the **City of North Wildwood**.
5. **You may be charged a 50% or other deposit when a request for copies exceeds \$25.** The **City of North Wildwood** custodian will contact you and advise you of any deposit requirements. You agree to pay the balance due upon delivery of the records. Anonymous requests in excess of \$5.00 require a deposit of 100% of estimated fees.
6. Under OPRA, a custodian must deny access to a person who has been convicted of an indictable offense in New Jersey, any other state, or the United States, and who is seeking government records containing personal information pertaining to the person's victim or the victim's family. This includes anonymous requests for said information.
7. By law, the **City of North Wildwood** must notify you that it grants or denies a request for access to government records within seven (7) business days after the agency custodian of records receives the request. If the record requested is not currently available or is in storage, the custodian will advise you within seven (7) business days after receipt of the request when the record can be made available and the estimated cost for reproduction.
8. You may be denied access to a government record if your request would substantially disrupt agency operations and the custodian is unable to reach a reasonable solution with you.
9. If the **City of North Wildwood** is unable to comply with your request for access to a government record, the custodian will indicate the reasons for denial on the request form or other written correspondence and send you a signed and dated copy.
10. Except as otherwise provided by law or by agreement with the requester, if the agency custodian of records fails to respond to you within seven (7) business days of receiving a request, the failure to respond is a deemed denial of your request.
11. 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 North Wildwood** 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 PO Box 819, Trenton, NJ, 08625, by e-mail at grc@doa.state.nj.us, or at their web site at www.state.nj.us/grc. The Council 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.
12. Information provided on this form may be subject to disclosure under the Open Public Records Act.

VIOLATIONS

Premises: 17TH AVENUE CONDO ASSOCIATION
417-419 E. 17TH AVENUE
North Wildwood, N.J. 08260

Registration No. 1103
Inspection Date: October 25, 2017
Initial Inspector:
Print Name: Lew Ostrander
Page number: 1

Owner/Agent: NORMAN MARTINELLI (PRES)
416 TIMBER LANE
MULLICA HILL, NJ 08062

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
1.	Location: Tenant Space Nature: Fire Prev. attempted to make fire inspection, please contact us to arrange inspection Code Section: N.J.A.C. 5:70-2.1(c)1.	11/24/2017			

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.
"U" Unabated - Violation uncorrected.
"A" Abated - Violation corrected.

VIOLATIONS

Premises: 17TH AVENUE CONDO ASSOCIATION
417-419 E. 17TH AVENUE

North Wildwood, N.J. 08260

Owner/Agent: NORMAN MARTINELLI (PRES)
416 TIMBER LANE
MULLICA HILL, NJ 08062

Registration No. 1103
Inspection Date: July 7, 2014
Initial Inspector:
Print Name: Lew Ostrander
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
1.	Location: WITHIN 10 FEET OF KITCHEN AREA UNIT B 417 E.17TH Nature: FIRE EXTINGUISHER NEEDS TO BE CERTIFIED AND TAGGED FOR CURRENT YEAR Code Section: N.J.A.C. 5:70-3.906.2	ABATED			
2.	Location: WITHIN 10 FT OF SLEEPING AREAS UNIT D&C 419 E. 17 Nature: CARBON MONOXIDE ALARMS REQUIRED Code Section: N.J.A.C. 5:70-3.901.6.3	ABATED			
3.	Location: WITHIN 10FT OF KITCHEN AREA UNIT C 417 E. 17TH Nature: FIRE EXTINGUISHERS SHALL BE MOUNTED ON BRACKETS Code Section: N.J.A.C. 5:70-3.906.7	ABATED			
4.	Location: WITHIN 10FT OF KITCHEN AREA UNITS B&C 415 E. 17TH Nature: FIRE EXTINGUISHERS SHALL BE MOUNTED ON BRACKETS Code Section: N.J.A.C. 5:70-3.906.7	ABATED			

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.
"U" Unabated - Violation uncorrected.
"A" Abated - Violation corrected.

VIOLATIONS

Premises: 17TH AVENUE CONDO ASSOCIATION
417-419 E. 17TH AVENUE
North Wildwood, N.J. 08260

Owner/Agent: NORMAN MARTINELLI (PRES)
416 TIMBER LANE
MULLICA HILL, NJ 08062

Registration No. 1103
Inspection Date: January 16, 2014
Initial Inspector:
Print Name: Lew Ostrander
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
1.	Location: Tenant Space Nature: Fire Prev. attempted to make fire inspection. please contact us to arrange inspection Code Section: N.J.A.C. 5:70-2.1(c)1.	02/15/2014			

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.
"U" Unabated - Violation uncorrected.
"A" Abated - Violation corrected.

VIOLATIONS

Premises: 17TH AVENUE CONDO ASSOCIATION
417-419 E. 17TH AVENUE
North Wildwood, N.J. 08260

Registration No. 1103
Inspection Date: October 4, 2012
Initial Inspector:
Print Name: RON HARWOOD
Page number: 1

Owner/Agent: NORMAN MARTINELLI (PRES)
416 TIMBER LANE
MULLICA HILL, NJ 08062

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
1.	Location: PASS DUE CALL TO SET DATE FOR FIRE INSPECTION Nature: Fire Prev. attempted to make fire inspection. Code Section: N.J.A.C. 5:70-2.1(c)1. please contact us to arrange inspection	11/05/2012 *CV*			

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.
"U" Unabated - Violation uncorrected.
"A" Abated - Violation corrected.

Bureau of Fire Prevention
City of North Wildwood
400B New Jersey Avenue
North Wildwood, N.J. 08260
(609) 522-2160
Fax: (609) 522-1952

NEW JERSEY UNIFORM FIRE CODE

CERTIFICATE OF INSPECTION

Issued To: JENNIFER WERNER
6 RIDGEWOOD WAY
HARLEYSVILLE, PA 19438

Date: October 25, 2017
Reg #: 3912

Block-lot: 297-6

Issued By: Bureau of Fire Prevention
City of North Wildwood
400B New Jersey Avenue
North Wildwood, N.J. 08260
LEA Code # 0507-001

Expiration Date: May 1, 2018

THIS CERTIFIES THAT **420 EAST 16TH AVENUE RENTAL**
HAS BEEN INSPECTED PURSUANT TO THE UNIFORM FIRE SAFETY ACT AND
SATISFIES MINIMUM REQUIREMENTS OF THE NEW JERSEY UNIFORM FIRE
CODE.

THIS CERTIFICATE MUST BE POSTED IN A CONSPICUOUS LOCATION IN
THE ABOVE PREMISES.

Date

Lewis Ostrander
Fire Official

No VIOLATIONS

Premises: 420 EAST 16TH AVENUE RENTAL
420 E. 16TH AVE.
North Wildwood, N.J. 08260

Owner/Agent: JENNIFER WERNER
6 RIDGEWOOD WAY
HARLEYSVILLE, PA 19438

Registration No. 3912
Inspection Date: May 5, 2017
Initial Inspector:
Print Name: Lew Ostrander
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
--------	--	----------	-----	-----	-----

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.

"U" Unabated - Violation uncorrected.

"A" Abated - Violation corrected.

VIOLATIONS

Premises: 420 EAST 16TH AVENUE RENTAL
420 E. 16TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: JENNIFER WERNER
6 RIDGEWOOD WAY
HARLEYSVILLE, PA 19438

Registration No. 3912
Inspection Date: April 29, 2016
Initial Inspector:
Print Name: Greg Collier
Page number: 2

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
-	NO APPARENT VIOLATIONS AT THIS TIME N/A				

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.

"U" Unabated - Violation uncorrected.

"A" Abated - Violation corrected.

N_o VIOLATIONS

Premises: 420 EAST 16TH AVENUE RENTAL
420 E. 16TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: JENNIFER WERNER
6 RIDGEWOOD WAY
HARLEYSVILLE, PA 19438

Registration No. 3912
Inspection Date: January 30, 2015
Initial Inspector:
Print Name: DOMINICK MCCLAIN
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
--------	--	----------	-----	-----	-----

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.

"U" Unabated - Violation uncorrected.

"A" Abated - Violation corrected.

VIOLATIONS

Premises: 422 EAST 16TH AVENUE CONDOS(FORMERLY SOMBRERO)
422 E. 16TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: CORAL WILDWOOD LLC
1900 MARKET ST.
8TH FLOOR
PHILA., PA 19103

Registration No. 3713
Inspection Date: July 12, 2017
Initial Inspector:
Print Name: Lew Ostrander
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 1 Retrofit: 0)	Abate by	U/A	U/A	U/A
1.	Location: Access to Entire Unit Nature: Owner and/or Tenant must provide current key for FD Knox Box Code Section: N.J.A.C. 5:70-3,506.2	08/30/2017			

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.
"U" Unabated - Violation uncorrected.
"A" Abated - Violation corrected.

No VIOLATIONS

Premises: 422 EAST 16TH AVENUE CONDOS(FORMERLY SOMBRERO)
422 E. 16TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: CORAL WILDWOOD LLC
1900 MARKET ST.
8TH FLOOR
PHILA., PA 19103

Registration No. 3713
Inspection Date: June 21, 2016
Initial Inspector:
Print Name: Lew Ostrander
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
--------	--	----------	-----	-----	-----

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.
"U" Unabated - Violation uncorrected.
"A" Abated - Violation corrected.

No VIOLATIONS

Premises: 422 EAST 16TH AVENUE CONDOS (FORMERLY SOMBRERO)
422 E. 16TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: CORAL WILDWOOD LLC
1900 MARKET ST.
8TH FLOOR
PHILA., PA 19103

Registration No. 3713
Inspection Date: August 11, 2015
Initial Inspector:
Print Name: Matthew Johnson
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
--------	--	----------	-----	-----	-----

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.

"U" Unabated - Violation uncorrected.

"A" Abated - Violation corrected.

VIOLATIONS

Premises: 422 EAST 16TH AVENUE CONDOS(FORMERLY SOMBRERO)
422 E. 16TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: CORAL WILDWOOD LLC
1900 MARKET ST.
8TH FLOOR
PHILA., PA 19103

Registration No. 3713
Inspection Date: June 21, 2014
Initial Inspector:
Print Name: Lew Ostrander
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
--------	--	----------	-----	-----	-----

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.
"U" Unabated - Violation uncorrected.
"A" Abated - Violation corrected.

VIOLATIONS

Premises: 422 EAST 16TH AVENUE CONDOS(FORMERLY SOMBRERO)
422 E. 16TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: CORAL WILDWOOD LLC
1900 MARKET ST.
8TH FLOOR
PHILA., PA 19103

Registration No. 3713
Inspection Date: October 2, 2012
Initial Inspector:
Print Name: RON HARWOOD
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
1.	Location: CALL FOR LOCATION: SET BY FIRE CHIEF Nature: FIRE DEPARTMENT LOCK BOX REQUIRED (Knox Box) Code Section: N.J.A.C. 5:70-3.506.1	ABATED			
2.	Location: LIVING QUARTER BEDROOMS HARDWARE S/D MISSING Nature: FIRE ALARM SYSTEM INOPERATIVE OR MAINTAINED Code Section: N.J.A.C. 5:70-3.907.20.1	ABATED			
3.	Location: UNITS 9-10 AND OFFICE LIVING QUARTES Nature: CARBON MONOXIDE ALARMS REQUIRED Code Section: N.J.A.C. 5:70-3.901.6.3	ABATED			
4.	Location: OFFICE LIVING QUARTES Nature: FIRE EXTINGUISHER NEEDS TO BE CERTIFIED AND TAGGED FOR CURRENT YEAR Code Section: N.J.A.C. 5:70-3.906.2	ABATED			
5.	Location: OFFICE LIVING QUARTES Nature: FIRE EXTINGUISHER NEEDS TO BE CERTIFIED AND TAGGED FOR CURRENT YEAR Code Section: N.J.A.C. 5:70-3.906.2	ABATED			
6.	Location: OFFICE LIVING QUARTES Nature: Clearance required around heaters Code Section: N.J.A.C. 5:70-3.315.2	ABATED			
7.	Location: OFFICE HEATER ROOM AROUND ALL ELECTRICAL PANELS Nature: 33"w x 36"d x 78"h clearance required around electrical service equipment Code Section: N.J.A.C. 5:70-3.605.3	ABATED			
8.	Location: LIVING QUARTERS CEILING AND HEATER ROOM Nature: Maintain fire rated construction - repair all holes Code Section: N.J.A.C. 5:70-3.703.1	ABATED			
9.	Location: REMOVE OFF FIRST FLOOR DECK BBQ AND TANKS Nature: Open flame cooking devices (grills) must be 5 feet away from building Code Section: N.J.A.C. 5:70-3.308.3.1.1	ABATED			

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.
"U" Unabated - Violation uncorrected.
"A" Abated - Violation corrected.

Number	Description	Abate by	U/A	U/A	U/A
10.	Location: FRONT OF BUILDING AND CLEAN UP AROUND BUILDING Nature: Remove accumulations of rubbish Code Section: N.J.A.C. 5:70-3.102.1.1	ABATED			
11.	Location: PANEL BOX UNIT 12 OPEN SLOTS Nature: Hazardous conditions - electrical Code Section: N.J.A.C. 5:70-3.102.1.1	ABATED			
12.	Location: AT BOTH EXITS SECOND FLOOR Nature: Internally Illuminated Exit signs required Code Section: N.J.A.C. 5:70-4.11(k)	ABATED			
13.	Location: MARK ALL DOORS HEATER/LAUNDRY/STORAGE ALL FLOORS Nature: Dangerous condition Code Section: N.J.A.C. 5:70-3.102.1.1	ABATED			
14.	Location: SECOND FLOOR PAINT FIRE BELL RED OR SIGN FOR FIRE Nature: Dangerous condition Code Section: N.J.A.C. 5:70-3.102.1.1	ABATED			

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.

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"A" Abated - Violation corrected.

VIOLATIONS

Premises: 422 EAST 16TH AVENUE CONDOS(FORMERLY SOMBRERO)
422 E. 16TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: CORAL WILDWOOD LLC
1900 MARKET ST.
8TH FLOOR
PHILA., PA 19103

Registration No. 3713
Inspection Date: August 31, 2012
Initial Inspector:
Print Name: RON HARWOOD
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 13 Retrofit: 1)	Abate by	U/A	U/A	U/A
1.	Location: CALL FOR LOCATION: SET BY FIRE CHIEF Nature: FIRE DEPARTMENT LOCK BOX REQUIRED (Knox Box) Code Section: N.J.A.C. 5:70-3.506.1	09/30/2012			
2.	Location: LIVING QUARTER BEDROOMS HARDWARE S/D MISSING Nature: FIRE ALARM SYSTEM INOPERATIVE OR MAINTAINED Code Section: N.J.A.C. 5:70-3.907.20.1	09/30/2012			
3.	Location: UNITS 9-10 AND OFFICE LIVING QUARTES Nature: CARBON MONOXIDE ALARMS REQUIRED Code Section: N.J.A.C. 5:70-3.901.6.3	09/30/2012			
4.	Location: OFFICE LIVING QUARTES Nature: FIRE EXTINGUISHER NEEDS TO BE CERTIFIED AND TAGGED FOR CURRENT YEAR Code Section: N.J.A.C. 5:70-3.906.2	09/30/2012			
5.	Location: OFFICE LIVING QUARTES Nature: FIRE EXTINGUISHER NEEDS TO BE CERTIFIED AND TAGGED FOR CURRENT YEAR Code Section: N.J.A.C. 5:70-3.906.2	09/30/2012			
6.	Location: OFFICE LIVING QUARTES Nature: Clearance required around heaters Code Section: N.J.A.C. 5:70-3.315.2	09/30/2012			
7.	Location: OFFICE HEATER ROOM AROUND ALL ELECTRICAL PANELS Nature: 33"w x 36"d x 78"h clearance required around electrical service equipment Code Section: N.J.A.C. 5:70-3.605.3	09/30/2012			
8.	Location: LIVING QUARTERS CEILING AND HEATER ROOM Nature: Maintain fire rated construction - repair all holes Code Section: N.J.A.C. 5:70-3.703.1	09/30/2012			
9.	Location: REMOVE OFF FIRST FLOOR DECK BBQ AND TANKS Nature: Open flame cooking devices (grills) must be 5 feet away from building Code Section: N.J.A.C. 5:70-3.308.3.1.1	09/30/2012			

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.
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"A" Abated - Violation corrected.

Number	Description	Abate by	U/A	U/A	U/A
10.	Location: FRONT OF BUILDING AND CLEAN UP AROUND BUILDING Nature: Remove accumulations of rubbish Code Section: N.J.A.C. 5:70-3.102.1.1	09/30/2012			
11.	Location: PANEL BOX UNIT 12 OPEN SLOTS Nature: Hazardous conditions - electrical Code Section: N.J.A.C. 5:70-3.102.1.1	09/30/2012			
12.	Location: AT BOTH EXITS SECOND FLOOR Nature: Internally Illuminated Exit signs required Code Section: N.J.A.C. 5:70-4.11(k)	09/30/2012			
13.	Location: MARK ALL DOORS HEATER/LAUNDRY/STORAGE ALL FLOORS Nature: Dangerous condition Code Section: N.J.A.C. 5:70-3.102.1.1	09/30/2012			
14.	Location: SECOND FLOOR PAINT FIRE BELL RED OR SIGN FOR FIRE Nature: Dangerous condition Code Section: N.J.A.C. 5:70-3.102.1.1	09/30/2012			

Key: The numbering of violations is for identification purposes only and shall not be construed as bearing in any way on the seriousness of any violation.

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"A" Abated - Violation corrected.

Bureau of Fire Prevention
City of North Wildwood
400B New Jersey Avenue
North Wildwood, N.J. 08260
(609) 522-2160
Fax: (609) 522-1952

NEW JERSEY UNIFORM FIRE CODE

CERTIFICATE OF INSPECTION

Issued To: MIKE MARTIN
435 E. 17TH AVE. UNIT 4
NORTH WILDWOOD, NJ 08260

Date: October 25, 2017
Reg #: 0765

Block-lot: 297.04-1

Issued By: Bureau of Fire Prevention
City of North Wildwood
400B New Jersey Avenue
North Wildwood, N.J. 08260
LEA Code # 0507-001

Expiration Date: April 1, 2018

THIS CERTIFIES THAT **SUMMER WINDS CONDOS COMMON AREA**
HAS BEEN INSPECTED PURSUANT TO THE UNIFORM FIRE SAFETY ACT AND
SATISFIES MINIMUM REQUIREMENTS OF THE NEW JERSEY UNIFORM FIRE
CODE.

THIS CERTIFICATE MUST BE POSTED IN A CONSPICUOUS LOCATION IN
THE ABOVE PREMISES.

Date

Lewis Ostrander
Fire Official

N6 VIOLATIONS

Premises: SUMMER WINDS CONDOS COMMON AREA
435 E. 17TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: MIKE MARTIN
435 E. 17TH AVE. UNIT 4
NORTH WILDWOOD, NJ 08260

Registration No. 0765
Inspection Date: April 23, 2016
Initial Inspector:
Print Name: Lew Ostrander
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
1.	Location: ALL 3 FLOORS LIGHTS & EXIT SIGNS Nature: Emergency lighting must be maintained Code Section: N.J.A.C. 5:70-3.604.1	ABATED			
2.	Location: ALL 3 FLOORS Nature: EMERGENCY/EXIT SIGNS TESTING REQUIRED Code Section: N.J.A.C. 5:70-3.604.3.1.1	ABATED			

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No VIOLATIONS

Premises: SUMMER WINDS CONDOS COMMON AREA
435 E. 17TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: MIKE MARTIN
435 E. 17TH AVE. UNIT 4
NORTH WILDWOOD, NJ 08260

Registration No. 0765
Inspection Date: April 11, 2015
Initial Inspector:
Print Name: Matthew Johnson
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
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"A" Abated - Violation corrected.

VIOLATIONS

Premises: SUMMER WINDS CONDOS COMMON AREA
435 E. 17TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: MIKE MARTIN
435 E. 17TH AVE. UNIT 4
NORTH WILDWOOD, NJ 08260

Registration No. 0765
Inspection Date: November 7, 2013
Initial Inspector:
Print Name: DOMINICK MCCLAIN
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
1.	Location: Tenant Space Nature: Fire Prev. attempted to make fire inspection. please contact us to arrange inspection Code Section: N.J.A.C. 5:70-2.1(c)1.	ABATED			

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VIOLATIONS

Premises: SUMMER WINDS CONDOS COMMON AREA
435 E. 17TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: MIKE MARTIN
435 E. 17TH AVE. UNIT 4
NORTH WILDWOOD, NJ 08260

Registration No. 0765
Inspection Date: April 14, 2012
Initial Inspector:
Print Name: Lew Ostrander
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
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"A" Abated - Violation corrected.

No VIOLATIONS

Premises: SUMMER WINDS CONDOS COMMON AREA
435 E. 17TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: MIKE MARTIN
435 E. 17TH AVE. UNIT 4
NORTH WILDWOOD, NJ 08260

Registration No. 0765
Inspection Date: April 9, 2011
Initial Inspector:
Print Name: RON HARWOOD
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
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"U" Unabated - Violation uncorrected.

"A" Abated - Violation corrected.

No VIOLATIONS

Premises: SUMMER WINDS CONDOS COMMON AREA
435 E. 17TH AVE.

North Wildwood, N.J. 08260

Owner/Agent: MIKE MARTIN
435 E. 17TH AVE. UNIT 4
NORTH WILDWOOD, NJ 08260

Registration No. 0765
Inspection Date: April 10, 2010
Initial Inspector:
Print Name: RON HARWOOD
Page number: 1

Date:

Inspector:

The violations cited on the above premises are as follows:

Number	Description (Maintenance: 0 Retrofit: 0)	Abate by	U/A	U/A	U/A
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OPRA

Incidents pertaining to locations 420, 422, and 426 east 16th ave. and 417-419 east 17th ave and 435 east 17th ave in North Wildwood.

Year	Incident #	Address	Incident type
2017	35	422 e. 16 th	Unintentional detector activation
2016	550	419 e. 17 th	Alarm malfunction
2015	154	422 e. 16 th	Smoke detector activation/malfunction
2015	166	422 e. 16 th	Smoke detector activation/malfunction
2015	265	417 e. 17 th	Gas leak
2014	201	426 e. 16 th	Medical assist
2014	754	435 e. 17 th	Lock out
2014	1081	422 e. 16 th	Smoke detector activation/malfunction
2013	56	422 e. 16h	Medical assist
2013	86	422 e. 16 th	Medical assist
2013	88	422 e. 16 th	Medical assist
2012	98	426 e. 16 th	Medical assist
2012	919	426 e. 16 th	Medical assist
2012	1226	422 e. 16 th	Medical assist
2012	1310	435 e. 17 th	Medical assist