



OCEAN COUNTY HEALTH DEPARTMENT

P.O. Box 2191
Toms River, NJ 08754-2191
(732) 341-9700 ext. 7210
Fax: (732) 341-4467



Public Health
Prevent. Promote. Protect.

Email: brumpf@ochd.org

September 14, 2018

Anonymous

via email: opra+request-2333-42ac8a85@requests.opramachine.com

Dear Sir or Madam:

The Ocean County Health Department and Custodian of Records received your OPRA request, dated September 9, 2018 received on September 9, 2018. As such, the seven (7) business day deadline to respond to your request is September 19, 2018. This answer is being furnished to you on the 4th day following your request.

OPRA allows public agencies to impose special service charges whenever the nature, format, manner of collection, or volume of a government record embodied in the form or printed matter to be inspected, examined, or copied pursuant to this section is such that the record cannot be reproduced by ordinary documents copying equipment in ordinary business size or when fulfilling a request requires an extraordinary expenditure of time and effort. See N.J.S.A. 47:1A-5c. Special service charges must be based upon the actual direct cost of providing the copy or copies.

OPRA mandates that the requestor shall have the opportunity to review and object to the charge prior to it being incurred. See N.J.S.A. 47:1A-5c. As such, a detailed estimate is provided below:

Copies of the requested document total (13) pages in a variety of sizes.

- **Copies** of the document can be made available at a cost of \$.05 per letter size page or smaller and \$.07 per legal size page or larger totaling **\$.65**
- The documents can be **faxed** upon receiving a fax number at **no cost**.

These documents have been scanned and attached to this email at no cost.

The following records are being provided and are responsive to your request for the following:

"Dear Ocean County Health Department,

This is a request for public records made under OPRA and the common law right of access.

Please acknowledge receipt of this message.

Records requested:

Copies of all permits issued to Popeyes Louisiana Kitchen, 199 Rt 37E. Toms River NJ

Copies of all inspection reports for Popeyes Louisiana Kitchen, 199 Rt 37E. Toms River NJ

Copies of all complaints received regarding Popeyes Louisiana Kitchen, 199 Rt 37E. Toms River NJ

Copies of all letters/notices sent to Popeyes Louisiana Kitchen, 199 Rt 37E. Toms River NJ
use date range 05/01/2018-09/09/2018

Yours faithfully,

Anonymous"

The available requested files are attached, however, kindly respond in writing with your acceptance or rejection of this estimated charge if you would like copies or indicate that you would like the documents faxed. We will not begin to process this request until we receive your written acceptance.

Please be advised, as per N.J.S.A. 47:1A-1 (Legislative Findings): 24) Privacy Interest - "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." The Complainant Names, phone numbers, and personally identifying information has been redacted from these files prior to disclosure.

Additionally, please note that the Ocean County Health Department found **no records** pertaining to your description of records regarding:

- Copies of all permits issued to Popeyes Louisiana Kitchen, 199 Rt 37E. Toms River NJ
Please note that licenses & permits are issued by the township.

If you reject the estimated charge and you wish to challenge the special service charge, you have a right to challenge the decision. 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.

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 the right to challenge the decision by Ocean County Health Department to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with Government Records Council.

Regards,

John C. Rogers
Assistant Custodian of Records

On behalf of: Brian E, Rumpf, Custodian of Records

BER/jcr