

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R16-138**

**RESOLUTION AUTHORIZING THE APPROVAL OF A DISABLED VETERAN
TAX EXEMPTION AND TAX CREDIT TO ROGER NICK FOR THE PROPERTY
LOCATED AT 37 LINCOLN LANE IN BLOCK 110.01 ON LOT 12**

WHEREAS, Roger Nick and Theresa Napoli are the owners of the property located at 37 Lincoln Lane in Block 110.01 on Lot 12 as set forth on the official tax map of the Borough of Woodland Park, and who had filed an application for a Disabled Veteran Tax Exemption which was approved by the Tax Assessor on April 4, 2016.

WHEREAS, Mr. Nick was deemed to be 100% permanently and totally disabled as the result of his wartime injuries by letter from the VA on November 10, 2015, effective as of November 7, 2014, and took title to the property through a life estate with his spouse Theresa Napoli on February 26, 2016 so by statute he is entitled to the tax exemption as of February 26, 2016; and

WHEREAS, since the Tax Assessor has approved the tax exemption as of February 26, 2016 and the owners have paid their 2016 1st quarter tax payment, as per the calculations of the Tax Collector they are due a total refund of \$1,103.66; and

WHEREAS, the governing body must authorize the Tax Collector to refund taxes in the amount of \$1,103.66 which is the total amount of the overpayment; and

WHEREAS, the governing body will also have to authorize the Tax Collector to cancel the 2016 2nd quarter tax payment in the amount of \$2,869.89 due to the fact the property is now tax exempt.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Woodland Park in the County of Passaic and State of New Jersey, as follows:

1. The owners shall be given a tax refund in the amount of \$1,103.66 as the property was made tax exempt effective as of February 26, 2016.

2. The Borough Tax Collector is hereby authorized to issue the refund in the amount of \$1,103.66 and is also authorized to cancel the 2016 2nd quarter tax payment in the amount of \$2,869.89.

3. This Resolution shall take effect immediately or as otherwise provided by law.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Spinelli					Kallert				
DeCesare					Pascrell				
Gatti					Mayor Kazmark				
Holloway									

This Resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 20th day of April, 2016. Signed and sealed before me.

Kevin Galland, Municipal Clerk

Dated

I, Frederick J. Tomkins, Chief Financial Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this refund.

Frederick J. Tomkins, Chief Financial Officer

Dated

I, Bernadette Lawler, Tax Collector, for the Borough of Woodland Park do hereby authorizes the proposed refund of \$1,103.66 and the proposed cancelation of the 2016 2nd quarter tax payment in the amount of \$2,869.89.

Bernadette Lawler, Tax Collector

Dated R16-138

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R16-138 Resolution Authorizing Tax Refund_Nick Disabled Veteran.doc
R16-138 Resolution Authorizing Tax Refund_Nick Disabled Veteran.doc

