

**TOWNSHIP OF UPPER DEERFIELD**

**RESOLUTION 11-236**

**TAX PAYMENT TO BE REFUNDED**

**WHEREAS**, on September 28, 2010 US Bank Custodian/Pro Capital I LLC, US Bank TLSG, 50 South 16<sup>th</sup> Street, Suite 1950, Philadelphia, PA 19102 purchased a lien #10-00038 on Block 2301 Lot 11.03, 44 Parvins Mill Road, in the name of Police & Firemen's System for 2009 unpaid taxes, and

**WHEREAS**, tax payments for the full year 2010 taxes & for the first half 2011 taxes were paid by US Bank Custodian/Pro Capital I LLC & accrued to the lien, and

**WHEREAS**, subsequently The Tax Court of the State of New Jersey granted exemption status to Block 2301 Lot 11.03, 44 Parvins Mill Road in the name of Police & Firemen's System causing the cancellation of 2010 & 2011 taxes, and

**WHEREAS**, after the taxes were cancelled the payments made by US Bank Custodian/Pro Capital LLC for 2010 & 2011 taxes created overpayment of taxes on the records of the Tax Collector, and

**WHEREAS**, the Mayor & Township Committee is desirous of refunding the taxes and interest paid by US Bank Custodian/Pro Capital I LLC, and

**WHEREAS**, the Tax Collector has provided the amounts paid by US Bank Custodian/Pro Capital I LLC, that are \$7,183.03 for 2010 taxes, \$740.00 in interest, and legal interest of \$290.40, and \$3,591.52 for 2011 taxes, \$50.28 interest, and legal interest of \$89.44, for a total of \$11,944.67,

US Bank Cust/Pro Capital I, LLC  
US Bank TLSG  
50 South 16<sup>th</sup> Street Suite 1950  
Philadelphia, PA 19102

Refund: \$ 11,944.67  
Block 2301 Lot 11.03  
Police & Firemen's System  
44 Parvins Mill Road

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector has requested that a refund be made for the amount set forth therein;

**BE IT FURTHER RESOLVED** that a copy of this Resolution be filed with the Collector of taxes and the Township Treasurer authorizing the Collector to adjust the records accordingly and for the Treasurer to issue a check for the total \$11,944.67 to US Bank Cust/Pro Capital I LLC.

Moved By: John Daddario

Seconded By: John O'Neill

VOTING

Bruce Peterson  
James P. Crilley  
John L. Daddario  
Scott Smith  
John O'Neill, Sr.

<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
			X
X			
X			
X			
X			

CERTIFICATION

I hereby certify that the foregoing is a true copy of Resolution adopted by the Township Committee of the Township of Upper Deerfield, in the County of Cumberland, at a meeting thereof held October 6, 2011

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Roy J. Spoltore, Township Clerk