

New Jersey Enacts One Year Extension of Permit Extension Act

Meryl A.G. Gonchar

Greenbaum, Rowe, Smith & Davis LLP Client Alert

January 2015

A one year extension of the Permit Extension Act (N.J.S.A. 40:55D-136.1 et seq.) was signed into law by Governor Christie on December 26, 2014 (P.L. 2014, c. 84). The legislation (S2551/A3815) was reported out of the State Assembly and Senate Committees after being amended to reduce the proposed extension from an additional two years to one year, and was then passed by both houses and sent to the Governor.

The legislation continues the tolling, through December 31, 2015, of those permits and approvals first covered by the terms of the Permit Extension Act of 2008, under which the approvals and permits “in effect” from January 1, 2007 through June 30, 2010 were tolled. This “extension period” was subsequently amended to extend the viability of those approvals, first through December 31, 2012, and then again through December 31, 2014.

With this latest enactment, the tolling has been further extended through December 31, 2015. The legislation keeps in place other provisions of the Act, including the provision that may extend certain permits and approvals for up to an additional six months beyond the new expiration date.

Please contact **Meryl A.G. Gonchar**, the author of this Alert and co-chair of our Redevelopment & Land Use Department, with questions regarding the Permit Extension Act or other issues related to real estate development in New Jersey.