

RESOLUTION NO. 238 - 2026

**RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF POINT PLEASANT AUTHORIZING A REFUND
OF THE MUNICIPAL PORTION OF A HANDGUN CARRY
PERMIT FEE OTHERWISE REQUIRED PURSUANT TO
N.J.S.A. 2C:58-4**

WHEREAS, N.J.S.A. 2C:58-4 requires applicants for permits who wish to carry a handgun to pay an application fee in the amount of \$200, of which \$150 is paid to the municipality, and \$50 is to be paid directly to the Superintendent of the State Police; and

WHEREAS, the statutory language uses the term “shall”; and

WHEREAS, the Borough of Point Pleasant recognizes that the statutory fee structure imposes financial burdens on applicants who wish to exercise their constitutional right to obtain a handgun carry permit and wishes to ease that burden; and

WHEREAS, it appears the fee established by statute exceeds the actual cost which may be incurred by the municipality in processing such an application and the Borough of Point Pleasant recognizes that taxes on fundamental rights, such as a person’s constitutional rights under the Second Amendment, are unconstitutional since the “mandatory fee” exceeds the cost necessary to process such a permit; and

WHEREAS, the Borough of Point Pleasant has determined that it is in the public interest to establish an administrative process for refunding the \$150 municipal portion of the application fee upon appropriate documentation.

NOW, THEREFORE, BE IT RESOLVED this 21st day of September 2026 by the Borough Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey as follows:

1. Refund Authorization: Any applicant who has paid the \$150 municipal application fee for a handgun carry permit on or after the date of this Resolution, and who submits a valid receipt showing payment, may apply to the Borough's Chief Financial Officer (CFO) for a refund of \$150, representing the portion of the statutory fee paid to Point Pleasant Borough under N.J.S.A 2C:58-4.
2. Procedure: Refunds shall be issued upon the applicant’s submission to the CFO of (a) proof of payment, and (b) confirmation that the application was processed through the Borough of Point Pleasant.
3. Limitation: This refund policy applies only to the municipal portion of the fee and does not apply to any amounts remitted by the applicant directly to the State of New Jersey or other agencies. Refunds shall be available only for payments made on or after the date of this Resolution.
4. Effective Date: This resolution shall take effect immediately upon adoption.

**DASTI, McGUCKIN,
McNICHOLS, CONNORS
ANTHONY & BUCKLEY**

COUNSELLORS AT LAW

620 WEST LACEY ROAD
FORKED RIVER, N.J. 08731

5. Administrative Oversight: The Borough of Point Pleasant's Chief Financial Officer is hereby authorized to administer this refund program and to require any reasonable documentation necessary to confirm eligibility.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be made available to the public and posted on the Borough's website for informational purposes.

Council Member Furmato presented the following Resolution

Seconded by Coulson

RECORD OF VOTE	JOSEPH VENI	ANTOINETTE DEPAOLA	VALERIE COULSON	JOSEPH FURMATO	CHARLENE ARCHER	WILLIAM STEVENSON	MAYOR SABOSIK
COUNCIL							
YES	X	X	X	X	X	X	
NO							
ABSTAIN							
ABSENT							

I, Antoinette Jones, RMC, CMR, Borough Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 21st day of September 2026.

BOROUGH OF POINT PLEASANT, IN
THE COUNTY OF OCEAN, NEW JERSEY



ANTOINETTE JONES, RMC, CMR
BOROUGH CLERK

DASTI, McGUICKIN,
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