

(b) Licensees shall be notified by the Office, in writing, of the Department's suspension action pending revocation. If no appeal is filed within the time period specified in N.J.A.C. 16:54-9.3, the license shall be revoked.

(c) Licenses which have been revoked shall not be reinstated. Applicants, including former licensees, shall submit a complete application package for any facility whose license has been revoked.

**16:54-9.3 Appeals; generally**

(a) Licensees who have had their petition for an exemption denied, their license suspended, or suspended pending revocation, or applicants who have their application for license denied, may seek reconsideration of the action to the Director for relief. Requests for reconsideration shall be submitted in writing to the Director within 20 days of notification of the action.

(b) The Director, within 20 days of receipt of a request for reconsideration will:

1. Conduct a conference with the licensee.
2. Rescind the action; or
3. Modify the action; or
4. Sustain the action.

(c) An appeal from the Director's determination can be made before the Office of Administrative Law (OAL) pursuant to N.J.S.A. 54:14B-1 et seq., and N.J.A.C. 1:1. If the applicant determines to appeal, the New Jersey Department of Transportation must be notified by certified mail within 14 calendar days from the applicant's receipt of this Notice of Denial of Permit Application that the applicant is appealing to OAL.

**SUBCHAPTER 10. POWERS**

**16:54-10.1 Authority**

Licensing requirements shall not be construed as limiting in any way the power of the Commissioner in regulating the

operation of any aeronautical facilities. Decisions regarding denial, issuance, renewal, suspension, or revocation of licenses are within the purview of, and shall ultimately be determined by, the Commissioner.

**APPENDIX A**

**PUBLIC NOTICE**

**Notice of Proposed Aeronautical Facility Licensing**

ALL INTERESTED PERSONS are hereby advised that the Office of Aviation, of the New Jersey Department of Transportation, has received an application from \_\_\_\_\_ for a license to establish a \_\_\_\_\_ at \_\_\_\_\_.

Accordingly, the Office of Aviation invites written comments or objections regarding this proposed license. All comments or objections must address the issue of the effect of the proposed license upon the public health and safety.

Upon receipt of written comments or objections, and a determination by the Office of Aviation that the proposed licensing is a "contested case", as defined by N.J.S.A. 52:14B-1 et seq., this matter may be scheduled for a public hearing.

The above-named application and all related documents are available for public inspection by appointment between the hours of 9:00 A.M. and 4:00 P.M. at the Office of Aviation, New Jersey Department of Transportation, 1035 Parkway Avenue, Trenton, New Jersey. Telephone (609) 530-2908.

Any interested persons may submit questions or comments, in writing, no later than 30 days from today.

All submissions regarding this matter should be directed to:

Office of Community Involvement  
New Jersey Department of Transportation  
1035 Parkway Avenue, CN 600  
Trenton, New Jersey 08625