

B-8



STATE OF NEW JERSEY

FINAL ADMINISTRATIVE ACTION  
OF THE  
CIVIL SERVICE COMMISSION

In the Matter of Raul Deras,  
Housing Inspector (M0652U),  
Union City

CSC Docket No. 2017-2374

Examination Appeal

ISSUED: **MAR 24 2017** (RE)

Raul Deras appeals the determination of the Division of Agency Services which found that he did not meet the minimum experience requirements for the open-competitive examination for Housing Inspector (M0652U), Union City.

The subject open-competitive was announced with specific requirements that had to be met as of the September 9, 2016 closing date (see attached). A course in Principles of Housing Inspection could be substituted for six months of work experience. The appellant was found to be ineligible based on a lack of experience. There was one candidate on the eligible list, which has been certified once, but no appointments have yet been made.

Mr. Deras listed four positions on his application; Maintenance Specialist with TTX Company, Property Maintenance Inspector with Union City (part-time, 25 hours per week, overlaps with positions one and three), Railcar Inspector with CSX Transportation; and Carman with Progress Rail Services. Official records indicate that the appellant was provisionally appointed as a Housing Inspector with Union City. The appellant's part time experience as a Housing Inspector prorated to eight months of full-time experience, and he was found to be lacking four months of full-time experience.

On appeal, the appellant states that he was 35 days short of completing one year of experience as of the closing date, and that he is currently still employed.

*N.J.A.C.* 4A:4-2.3(b) provides that applicants shall meet all requirements specified in the open competitive examination announcement by the closing date.

### CONCLUSION

Initially, the appellant was correctly denied admittance to the subject examination since he lacked one year of qualifying experience. His experience in the second position was applicable, but the remaining positions did not include building inspection, building repair, building maintenance, construction, construction inspection, and/or other work concerned with building structures and/or building repair. Nonetheless, the subject examination is non-competitive, with one eligible. The appellant is still serving as a provisional appointee and he has accrued an additional four months of full-time experience since the September 2016 closing date. Based on the particular circumstances presented, good cause has been established to relax the provisions of *N.J.A.C.* 4A:4-2.3(b) to accept the appellant's additional experience beyond the closing date and admit him to the examination.

### ORDER

Therefore, it is ordered that this appeal be granted, and the appellant's application be processed.

This is the final administrative determination in this matter. Any further review should be pursued in a judicial forum.

DECISION RENDERED BY THE  
CIVIL SERVICE COMMISSION ON  
THE 22<sup>nd</sup> DAY OF MARCH, 2017

  
\_\_\_\_\_  
Robert M. Czech  
Chairperson  
Civil Service Commission

Inquiries  
and  
Correspondence

Director  
Division of Appeals and Regulatory Affairs  
Civil Service Commission  
Written Record Appeals Unit  
P. O. Box 312  
Trenton, New Jersey 08625-0312

Attachment

c: Raul Deras  
Kelly Glenn  
Records Center



## Job Announcements

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printable version

Symbol: M0652U

Title: HOUSING INSPECTOR

Issue Date: 08/19/2016

Closing Date: 09/09/2016

Jurisdiction: UNION CITY

Salary: \$24.00 Per Hour

Num. of Positions: 1

Workweek: 29 Hours per week

Application Fee: \$25.00

### OPEN TO RESIDENTS OF:

1) Union City; 2) Hudson County

### REQUIREMENTS:

**EXPERIENCE:** One (1) year of experience in building inspection, building repair, building maintenance, construction, construction inspection, and/or other work concerned with building structures and/or building repair.

**NOTE:** Successful completion of a course in Principles of Housing Inspection may be substituted for six (6) months of the work experience. If you are substituting education for some of the required experience, please upload proof of course completion with your application. Failure to do so will result in ineligibility.

**NOTE:** Appointees will be required to possess a license as an Inspector Multiple Dwellings, issued by the New Jersey Department of Community Affairs, when assigned to a municipality approved to conduct cyclical inspections of multiple dwellings in conjunction with the State Local Cooperative Housing Inspection Program (SLCHIP).

**LICENSE:** Appointees will be required to possess a driver's license valid in New Jersey only if the operation of a vehicle, rather than employee mobility, is necessary to perform essential duties of the position.

**Customer Care and Technical Support:** If you are having difficulty submitting your application online, customer care and technical support are available during regular business hours, 8:00 a.m. to 4:00 p.m. EST, Monday - Friday, excluding holidays and emergency closings. Please email: [OAS.support@csc.nj.gov](mailto:OAS.support@csc.nj.gov) or call (609) 292-4144. Please note that application support requests received outside regular business hours on the closing date will not change the application filing deadline so PLEASE FILE EARLY.

### IMPORTANT INFORMATION:

1. NJAC 4A:4-2.3(b) states that all requirements must be met as of the closing date.
2. Online applications must be completed and submitted by the closing date listed above.
3. **You must complete your application in detail.** Your score may be based on a comparison of your background with the job requirements. **Failure to complete your application properly may lower your score or cause you to fail.**
4. If an employment list results from this announcement, it may be certified to fill full-time and part-time positions.
5. Effective September 1, 2011, the New Jersey First residency law was enacted. Please click here for additional information.
6. In accordance with Public Law 2010 c. 26, Veterans pay a reduced application fee of \$15.00 if they have previously established Veteran's Preference with the DMAVA (as defined by NJSA 11A:5-1 et seq). Those claiming Veteran's Preference but have not yet received approval from DMAVA must pay the full application fee and may request a refund if the claim is approved at least 8 days prior to the issuance of the eligibility list. Please note this reduced fee does not apply to Public Safety titles.
7. Application fees submitted via personal check or money order must be postmarked within **five (5) business** days of submitting your application. If your fee is postmarked after five (5) business days, or is returned as invalid, you will be declared ineligible and denied admittance to the examination process.

- Read Description of Job and Specification: **02071**
- **Click here to apply via the Online Application System**