

ORDINANCE O – 13 – 2023

**AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK,
COUNTY OF GLOUCESTER, STATE OF NEW JERSEY AMENDING CHAPTER 28 ENTITLED “POLICE
DEPARTMENT” OF THE CODE OF THE TOWNSHIP OF ELK**

WHEREAS, the Mayor and Committee, Township of Elk, have determined that amendments to Chapter 28 entitled “Police Department” are necessary; and

WHEREAS, in all other respects Chapter 28 entitled “Police Department” shall remain in full force and effect.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

Section 1.

Chapter 28 entitled “Police Department” at Article IV “Special Officers” shall be amended as follows:

§ 28-8. Appointment; term; classes.

- A. The Township Committee shall, at the organization meeting each year or at any other time, appoint Special Police Officers for a term not exceeding such calendar year, and may revoke such appointment at any time without cause or hearing. The powers, rights and duties of such Special Officers shall cease immediately at the expiration of the term of which they were appointed or upon revocation of their appointment.
- B. The Township Committee shall designate said Special Officers as either Class I Officers, ~~or Class II Officers or Class III Officers~~. This section authorizes Class I Special Officers to issue summons for disorderly and petty disorderly persons offenses, traffic violations (Title 39), and municipal ordinances.

§ 28-9. Scope of authority; privileges.

Such special police officers shall not be members of the Police Department or entitled to any rights or privileges of a member of the Police Department, but when assigned to duty shall have the same power and authority as a member of the Police Department.

§ 28-10. Qualifications.

The qualification for such appointment shall be established by N.J.S.A. 40A:14-146.10, et seq. and regulations ~~to~~ be promulgated by the Township Committee.

Section 2.

Severability.

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

Section 3.

Repealer.

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

Section 4.

When effective.

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

INTRODUCTION ROLL CALL VOTE						
COMMITTEE MEMBER	Motion	Second	AYE	NAY	ABSTAIN	ABSENT
Cowan						
Lucas						
Nicholson						
Rambo						
Sammons						

TOWNSHIP OF ELK

ATTEST:

Carolyn D. K. Sammons, Mayor

DEBORA R. PINE, Township Clerk

FINAL ADOPTION ROLL CALL VOTE						
COMMITTEE MEMBER	Motion to Adopt	Second	AYE	NAY	ABSTAIN	ABSENT
Cowan						
Lucas						
Nicholson						
Rambo						
Sammons						

NOTICE

The Ordinance published herein was introduced and passed upon first reading at a meeting of the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, held on July 18, 2023. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Committee to be held in the Township Municipal Building on August 15, 2023, at 7:00 P.M. During the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office at the said Municipal Building, 680 Whig Lane, Monroeville, New Jersey, to the members of the general public who shall request the same.

DEBORA R. PINE, TOWNSHIP CLERK