

**LEGAL NOTICE  
ORDINANCE NO. 46  
2024  
TOWNSHIP OF WAYNE  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY**

**AN ORDINANCE TO AMEND AND SUPPLEMENT  
CHAPTER 25 (POLICE DEPARTMENT) OF THE  
CODE OF THE TOWNSHIP OF WAYNE**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good of government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

**WHEREAS**, Chapter 25 (Police Department) of the Code of the Township of Wayne ("Code") needs to be amended.

**NOW, THEREFORE, BE IT ORDAINED** by the Municipal Council of the Township of Wayne in the County of Passaic, State of New Jersey as follows [additions by **bold**, deletions by ~~strikethrough~~]:

**SECTION 1.** Chapter 25 (Police Department), Article II (Appointment of Members) of the Code of the Township of Wayne is hereby amended to read as follows:

§ 25-10. Qualifications for Application.

Each person applying for a full-time position in the Police Department shall, by the date of the written examination, have the following qualifications to be considered eligible for appointment:

- ~~A. He/she shall be a citizen of the United States.~~
  - ~~B. He/she shall possess formal education or training as evidenced by a senior high school graduation certificate or an equivalency certificate.~~
  - ~~C. He/she shall possess a bachelor's degree from a accredited college or university recognized by the New Jersey Department of Education.~~
  - ~~D. He/she must not have been convicted of any crime of the first, second, third or fourth degree, as designated by the Criminal Code of New Jersey, or a crime or felony offense in any other jurisdiction that involved moral turpitude or, at the time of application, is undergoing or awaiting court action of any kind in regard to such a crime or felony offense.~~
- A. An applicant seeking appointment as an officer or probationary officer, consistent with NJAC 13:1-10.2, shall have the burden of providing documentation to the department, demonstrating that they:**
- 1. Are 21 years of age or older;**
  - 2. Is a citizen of the United States;**
  - 3. Is sound in body and of good health sufficient to satisfy the board of trustees of the police and firemen's retirement system of New Jersey as to his/her eligibility for membership in the retirement system;**
  - 4. Can read, write, and speak the English language well and intelligently;**
  - 5. Is of good moral character and has not been convicted of any criminal offense involving moral turpitude;**

6. Is a graduate of high school or the holder of a general educational development diploma;
7. He/she shall possess a bachelor's degree from an accredited college or university recognized by the New Jersey Department of Education;
8. If served in the military, did not receive a dishonorable discharge; and
9. Meets all eligibility requirements set forth in N.J.S.A. 40:A14-122, N.J.S.A. 52:17B.71b and N.J.A.C. 13:1-10.2.

**SECTION 2.** All other provisions of Chapter 25 of the Code of the Township of Wayne shall remain unchanged.

**SECTION 3. Severability.** The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause, phrase, or any other part of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the validity of the remaining sections, subsections, sentences, clauses, and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**SECTION 4. Repeal of Inconsistent Provisions.** All ordinances or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency or conflict.

**SECTION 5. Codification.** This Ordinance shall be a part of the Code of the Township of Wayne as though codified and fully set forth therein. The Township Clerk shall have this ordinance codified and incorporated in the official copies of the Code. The Township Clerk and the Township Attorney are authorized and directed to change any Chapter, Article and/or Section number of the Code of the Township of Wayne in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repealers of existing provisions not intended to be repealed.

**SECTION 6.** This ordinance shall take effect twenty days after final passage, adoption, and publication in the manner prescribed by law.

ATTEST:

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PAUL V. MARGIOTTA  
TOWNSHIP CLERK

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RICHARD JASTERZBSKI  
TEMPORARY COUNCIL PRESIDENT

**NOTICE**

I hereby certify that the aforementioned ordinance was published in the Herald News, a newspaper published in the County of Passaic and circulated in the Township of Wayne, in the issues of August 28, 2024 and September 11, 2024.

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PAUL V. MARGIOTTA  
Township Clerk

This ordinance is hereby  
approved this 5th day  
of September 2024.

ADOPTED ON: September 4, 2024

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CHRISTOPHER P. VERGANO,  
Mayor