

ORDINANCE NO. 14-2018

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING SECTION 53-25. ENTITLED "CLASSIFICATION STANDARDS." AND SECTION 53-29. ENTITLED "RESIDENCY REQUIREMENT." UNDER ARTICLE IV OF CHAPTER 53 OF THE CODE OF THE TOWNSHIP ENTITLED POLICE DEPARTMENT BY ESTABLISHING THE CATEGORY OF CLASS THREE SPECIAL LAW ENFORCEMENT OFFICER IN ACCORDANCE WITH N.J.S.A. 40A:14-146.10

WHEREAS, the Township Committee of the Township of Hanover has determined that is in the best interest of the health, safety and welfare of the Township to establish a new category of Class Three special law enforcement officers, all in accordance with amendments to N.J.S.A. 40A:14-146.10 which became effective on June 1, 2017.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey as follows:

Section 1. Section 53-25. entitled "Classification Standards." As set forth under Article IV of Chapter 53 of the Code of the Township entitled Police Department is hereby amended and supplemented with the establishment of a new category Class Three special law enforcement officer.

§ 53-25. Classification Standards.

Persons appointed as special law enforcement officers shall, upon appointment, be designated as either a Class One, Class Two, or Class Three special law enforcement officer. The classifications shall be based upon the following standards:

C. Class Three.

Officers of this Class shall be authorized to exercise full powers and duties similar to those of a permanent, regularly appointed full-time police officer while providing security at a public or non-public school on the school premises during hours when the public or non-public school is normally in session or when it is occupied by public or non-public school students and/or their teachers. While on duty in the jurisdiction of employment, an officer may respond to offenses or emergencies off school grounds if they occur in the officer's presence while travelling to a school facility, but an officer shall not otherwise be dispatched or dedicated to any assignment off school property.

The use of a firearm by an officer of this Class shall be authorized pursuant to the provisions of sub-section b. of section 7. of P.L. 1985,c.39 (C.40A:14-146.14). An officer of this Class shall not be authorized to carry a firearm while off duty unless the officer complies with the requirements set forth in sub-section I. of N.J.S.2C:39-6. authorizing a retired law enforcement officer to carry a handgun.

Section 2.

§ 53-29. Residency Requirement. Is hereby amended and supplemented as follows:

Class One and Class Two special law enforcement officers shall be residents of the Township of Hanover. However, Class Three special law enforcement officers shall be residents of the State of New Jersey.

Section 3. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 4. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 5. This ordinance shall take effect in accordance with the law.

TOWNSHIP COMMITTEE
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY

DATE OF INTRODUCTION: May 10, 2018

DATE OF ADOPTION: June 14, 2018

NOTICE OF INTRODUCTION

NOTICE IS HEREBY GIVEN, That the foregoing Ordinance was submitted in writing at a meeting of the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, held on the 10th day of May, 2018, introduced and read by title and passed on first reading and the Governing Body will further consider the same for second reading and final passage thereof at a meeting to be held on the 14th day of June, 2018, at 8:30 o'clock in the evening prevailing time, at the Municipal Building, 1000 Route 10, Whippany, in said Township of Hanover, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens in interest shall have an opportunity to be heard concerning same.

JOSEPH A. GIORGIO, TOWNSHIP CLERK
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY

DATED: May 16, 2018