

ORDINANCE #RO-10-18

AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND AND SUPPLEMENT CHAPTER 27, POLICE DEPARTMENT, ARTICLE I, ESTABLISHMENT, OF THE REVISED GENERAL ORDINANCES TO ADD A NEW PROVISION ESTABLISHING THE CATEGORY OF CLASS THREE SPECIAL OFFICERS IN ACCORDANCE WITH N.J.S.A. 40A:14-146.10

WHEREAS, the Township Committee of the Township of Washington has determined that it is in the best interest of the Township to establish a new category of Class Three Special Officers, in accordance with amendments to N.J.S.A. 40A:14-146.10, effective June 1, 2017; and

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

SECTION 1. Chapter 27, Police Department, Article I, Establishment, Section 27-1, Department established; composition, is hereby amended to read as follows:

“§ 27-1. Department established; composition.

The Police Department of the Township of Washington is hereby established and shall consist of a Chief of Police, not more than two Captains, not more than four Lieutenants, not more than three Sergeants First Class, not more than 10 Sergeants, not more than eight Corporals, not more than 25 patrolmen and not more than 21 special officers.

SECTION 2. Chapter 27, Police Department, Article I, Establishment, Section 27-10, Special policemen, is hereby amended and supplemented to read as follows:

“§ 27-10. Special law enforcement officers.

A. There may also be appointed not more than seven (7) Class One, seven (7) Class Two and seven (7) Class Three special law enforcement officers in accordance with N.J.S.A. 40A:14-146.8 et seq. Such special law enforcement officers shall meet the qualifications set forth in N.J.S.A. 40A:14-146.10 and be trained in accordance with the standards of the Police Training Commission. Such special law enforcement officers shall be under the instructions of the Chief of Police, be subject to such rules and regulations as applicable to the Police Department and shall be appointed for a term not exceeding one year, but may be appointed, reappointed or employed as the occasion demands. The Chief of Police may authorize special law enforcement officers when on duty to exercise the same powers and authority as regular members of the Police Department, subject to the certification and training requirements of N.J.S.A. 40A:14-146.11, including the carrying of firearms and the power of arrest. Such special law enforcement officers shall not be members of the Police Department. Their powers,

rights and duties shall immediately cease and terminate at the expiration of the term for which they were appointed.

B. There shall be three classifications of special officers. The Police Training Commission shall prescribe by rule or regulation the training standards to be established for each classification. The classifications shall be based on the duties to be performed by the special law enforcement officer, as follows:

- (1). Class One. Officers of this class shall be authorized to perform routine traffic detail, spectator control and similar duties. Class One officers shall have the power to issue summonses for disorderly persons and petty disorderly persons offenses, violations of Township ordinances and violations of Title 39 of the Revised Statutes. The use of a firearm by an officer of this class shall be strictly prohibited. No Class One officer shall be assigned any duties which may require the carrying or use of a firearm.
- (2). Class Two. 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. The use of a firearm by an officer of this class may be authorized only after the officer has been fully certified as successfully completing training as prescribed by the Police Training Commission.
- (3). 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 nonpublic school or a county college on the school or college premises during hours when the public or nonpublic school or county college is normally in session or when it is occupied by public or nonpublic school or county college students or their teachers or professors. While on duty in the jurisdiction of employment, an officer may respond to offenses or emergencies off school or college grounds if they occur in the officer's presence while traveling to a school facility or county college, but an officer shall not otherwise be dispatched or dedicated to any assignment off school or college property. The use of a firearm by an officer of this class shall be authorized pursuant to the provisions of subsection 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 subsection l. of N.J.S.2C:39-6 authorizing a retired law enforcement officer to carry a handgun."

SECTION 3. This ordinance may be renumbered for purposes of codification.

SECTION 4. Ordinances, resolutions, regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 5. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect the remaining portions of this Ordinance.

SECTION 6. This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

ATTEST:


Nina DiGregorio, Township Clerk

TOWNSHIP OF WASHINGTON
COUNTY OF MORRIS
STATE OF NEW JERSEY

By: 
Kenneth W. Roehrich, Mayor

#RO-10-18

RESOLUTIONS TO BE READ UPON FIRST READING OF AN ORDINANCE

BE IT RESOLVED by the Township Committee of the Township of Washington that an Ordinance entitled:

AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND AND SUPPLEMENT CHAPTER 27, POLICE DEPARTMENT, ARTICLE I, ESTABLISHMENT, OF THE REVISED GENERAL ORDINANCES TO ADD A NEW PROVISION ESTABLISHING THE CATEGORY OF CLASS THREE SPECIAL OFFICERS IN ACCORDANCE WITH N.J.S.A. 40A:14-146.10

be introduced and read by title on first reading by the Township Committee.

DATE: June 18, 2018



Nina DiGregorio, Township Clerk

BE IT RESOLVED by the Township Committee of the Township of Washington that an Ordinance entitled:

AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND AND SUPPLEMENT CHAPTER 27, POLICE DEPARTMENT, ARTICLE I, ESTABLISHMENT, OF THE REVISED GENERAL ORDINANCES TO ADD A NEW PROVISION ESTABLISHING THE CATEGORY OF CLASS THREE SPECIAL OFFICERS IN ACCORDANCE WITH N.J.S.A. 40A:14-146.10

be adopted upon first reading.

BE IT FURTHER RESOLVED that said Ordinance shall be further considered for final passage at a meeting of the Township Committee on July 16 at 7:30 P.M. at the Washington Township Municipal Building, 43 Schooley's Mountain Road, Long Valley, New Jersey at which time and place all persons interested shall be given an opportunity to be heard concerning same.

BE IT FURTHER RESOLVED that the Clerk be authorized to advertise said Ordinance in full or in summary in the Daily Record according to law.

DATE: June 18, 2018



Nina DiGregorio, Township Clerk

#RO-10-18

PUBLIC NOTICE

Public notice is hereby given that the following ordinance was passed on the first reading at a meeting of the Township Committee of the Township of Washington, Morris County, New Jersey held on June 18, 2018 and that said ordinance will be further considered for final passage by the Township Committee at the Municipal Offices located at 43 Schooley's Mountain Road, Long Valley, New Jersey on July 16, 2018 at 7:30 P.M. at which time and place all persons who may be interested will be given an opportunity to be heard concerning same.

BY ORDER OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF WASHINGTON



Nina DiGregorio, Township Clerk

DATED: June 18, 2018