

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-7-2018-025

ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
AMENDING CHAPTER 33 OF THE CODE OF THE TOWNSHIP OF MONROE
ENTITLED “DOGS, CATS AND OTHER ANIMALS”
AND
AMENDING CHAPTER 79 OF THE CODE OF THE TOWNSHIP OF MONROE
ENTITLED “POLICE DEPARTMENT”

WHEREAS, in the interests of safeguarding public health, safety and welfare of Monroe Township, pursuant to the direction of the New Jersey State Legislature pronounced in P.L. 2017, c. 331, in connection with the establishment and designation of a municipal humane law enforcement officer within the Township; and

WHEREAS, the Township has determined that an appropriate and important goal is to provide for animal welfare;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Township of Monroe, County of Middlesex, State of New Jersey, that Chapter 33 of the Monroe Township Dogs, Cats and other Animals Ordinance and Chapter 79 of the Monroe Township Police Department Ordinance be amended and supplemented as follows:

[New] § 33-2 (a) Designation of Humane Enforcement Officer.

The Mayor, with the consent of the Council, shall have the power to appoint a Humane Enforcement Officer who shall be responsible for animal welfare within the Township, and whose duty shall be to enforce the provisions of this Chapter. The Humane Enforcement Officer shall be authorized to investigate and sign complaints, arrest violators, and otherwise act as an officer for detection, apprehension, and arrest of offenders against the animal welfare and animal cruelty laws of the State and of the Township, pursuant to P.L. 2017, c.331.

An animal control officer or a police officer may serve concurrently as a municipal humane law enforcement officer, so long as the officer is able to effectively carry out the duties and responsibilities required of each position held.

The designated municipal humane law enforcement officer may be authorized to possess, carry, and use a firearm while enforcing the laws enacted for the protection of animals, if the officer:

- (a) has satisfactorily completed a firearms training course as defined in subsection j. of N.J.S.2C:39-6 and approved by the Police Training Commission;
and
- (b) twice annually qualifies in the use of a revolver or similar weapon.

A municipal humane law enforcement officer authorized to possess, carry, and use a firearm pursuant to this subsection shall be subject to the supervision of the chief law enforcement officer of the municipality.

§79-80 **Chief of Police.**

The Chief of Police shall have and exercise the following authority:

- A. Be responsible for the prevention of criminality and the repression of criminal activity, the protection of life and property, the preservation of peace and public compliance with countless laws. He is supplied with men and equipment to assist in the attainment of these objectives. These he must organize, direct, coordinate and control in a manner that will assure the most effective and economical accomplishment of his purpose.
- B. Be responsible for the observation and enforcement of all laws of the state and ordinances within the jurisdiction of the Police Department, the enforcement of the rules and regulations of the Police Department and shall perform such duties as shall be prescribed by ordinance of the Township Council.
- C. See that all persons connected with the Department are properly instructed in their duties and give particular attention to the training and instruction of new members thereof.

- D. Shall have under his control all records and property of the Police Department and designate any member of the Department to prepare these reports and keep the records in such manner as he may prescribe, as well as to take charge of such property coming into the custody of the Department.
- E. Furnish to the Mayor complete monthly and yearly reports of Police Department matters.
- F. Shall, with approval of the Mayor, establish and may, from time to time, amend and repeal such rules and regulations as he may deem necessary for the government and efficient working of the entire Department. The rules and regulations when adopted, amended or repealed shall be posted by the Chief of Police, in facilities assigned to the Police Department for headquarters purposes and a copy delivered to each member of the Department within five (5) days after their adoption, amendment or repeal.

[New] G. Shall supervise the designated Humane Enforcement Officer under Chapter 33-2(a) of the Code authorized to carry a firearm.

SO ORDAINED, as aforesaid.

STEPHEN DALINA, Council President

RECORDED VOTE – INTRODUCTION – July 2, 2018						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin			X			
Councilwoman Cohen		X	X			
Councilman Dipierro			X			
Council V. President Schneider	X		X			
Council President Dalina			X			

NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at a meeting of the Monroe Township Council held on July 2, 2018. Said Ordinance will again be read and considered for final passage at the next scheduled meeting of the Monroe Township Council to be held on August 6, 2018 at 7:00 p.m. at the Monroe Township Municipal Building, 1 Municipal Plaza, Monroe Township, New Jersey 08831. At said time and place all persons having an interest in the foregoing Ordinance will be granted an opportunity to be heard concerning the same prior to consideration for final passage by the Council.

PATRICIA REID, Township Clerk

RECORDED VOTE – SECOND READING & FINAL ADOPTION – August 6, 2018						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Baskin						
Councilwoman Cohen						
Councilman Dipierro						
Council V. President Schneider						
Council President Dalina						

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MAYORAL APPROVAL

By virtue of the Optional Municipal Charter Law of 1950 and Chapter 3, Section 19 of the Code of the Township of Monroe, my approval of this Ordinance is effected by the affixing of my signature hereto.

GERALD W. TAMBURRO, Mayor

Date signed: _____