

**TOWNSHIP OF RARITAN
HUNTERDON COUNTY, NEW JERSEY**

ORDINANCE #19-02

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2.56 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED “POLICE DEPARTMENT” BY REPEALING AND REPLACING SECTION 2.56.030 ENTITLED “PUBLIC SAFETY COMMITTEE” WITH NEW SECTION 2.56.030 ENTITLED “RESERVED,” AND AMENDING SECTION 2.56.070 ENTITLED “CHIEF OF POLICE;” AND REPEALING AND REPLACING SECTION 2.56.110, SECTION 2.56.120, SECTION 2.56.130, SECTION 2.56.140, AND SECTION 2.56.150 EACH WITH A NEW CORRESPONDING SECTION ENTITLED “RESERVED; AND ADDING A NEW SECTION 2.56.200 ENTITLED “APPROPRIATE AUTHORITY”

WHEREAS, the Township Committee of the Township of Raritan (“Township”) has previously created a Township police department through the adoption of Chapter 2.56 of the Revised General Ordinances of the Township of Raritan; and

WHEREAS, Chapter 2.56 of the Revised General Ordinances of the Township of Raritan has been amended over the years and is in need of clarification in regards to the designation of an “appropriate authority” over the police department pursuant to N.J.S.A. 40A:14-118; and

WHEREAS, the Township Committee is of the opinion that the most efficient and effective person to designate as “appropriate authority” is the office of administrator of the Township of Raritan, subject to the ultimate authority of the Township Committee.

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

Section 1. Section 2.56.030 entitled “Public Safety Committee” is repealed and replaced with new Section 2.56.030 entitled “Reserved.”

Section 2. Section 2.56.070 entitled “Chief of Police” is revised as follows:

The Chief of Police shall be the executive head of the Police Department and shall be responsible to the appropriate authority, and ultimately to the Township Committee for the efficiency and routine day-to-day operations thereof. Should the Chief of Police be unavailable, the Chief of Police shall designate an officer to carry out and be responsible for all of the functions of the Chief of Police. If the Chief of Police is unavailable and has not designated an officer to perform the Chief's duties, the Township Committee shall designate an officer to carry out and be responsible for all of the functions of the Chief of Police during the period the Chief of Police is unavailable.

The control and discipline of the Police Department of the Township and of its members shall be vested in the Chief of Police and he or she shall enforce all rules and regulations and any general and special orders or instructions not inconsistent with those of the Township Committee which

he or she may from time to time promulgate. Should the Chief of Police deem any violation by a member of the Department to be sufficiently flagrant, he or she shall report it to the Township Committee with his or her recommendations for the filing of charges.

The Chief of Police, with the assistance of the other members of the Department detailed for the purpose, shall keep a complete record on the work of the Department and the Chief of Police shall report in writing [to the chairman for presentation] or in person to the Township Committee at their first regular meeting in each month on all matters of importance pertaining to the Department, making such recommendations as in his or her opinion will increase the efficiency of the Department.

The Chief of Police shall recommend to the Township Committee from time to time the purchase of new equipment or the repair or rearrangement of such old equipment as will increase the efficiency of the Department. He or she shall have full charge and control of all the apparatus and equipment of the Department and its assignment and use, and shall be held responsible for its care, cleanliness and safekeeping.

Section 3. Section 2.56.110 entitled “Director of Public Safety—Establishment—Term” is repealed and replaced in its entirety with new Section 2.56.110 entitled “Reserved.”

Section 4. Section 2.56.120 entitled “Director of Public Safety—Qualifications” is repealed and replaced in its entirety with new section 2.56.120 entitled “Reserved.”

Section 5. Section 2.56.130 entitled “Director of Public Safety—Duties” is repealed and replaced in its entirety with new Section 2.56.130 entitled “Reserved.”

Section 6. Section 2.56.140 entitled “Removal of Director of Public Safety” is repealed and replaced in its entirety with new Section 2.56.140 entitled “Reserved.”

Section 7. Section 2.56.150 entitled “Director of Public Safety—Residency Requirements” is repealed and replaced in its entirety with new section 2.56.150 entitled “Reserved.”

Section 8. New Section 2.56.200 entitled “Appropriate Authority” is added as follows:

Pursuant to N.J.S.A. 40A:14-118 the Township Administrator of the Township of Raritan is appointed the appropriate authority of the Police Department.

Section 9. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 10. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 11. This Ordinance shall take effect immediately upon its final adoption and publication in accordance with the laws of the State of New Jersey.

Note to Codifier: language in brackets [] is to be deleted from the original text. Underlined language is new language to the original text.

Date Adopted: February 19, 2019

ATTEST:



Lisa Fania, RMC
Township Clerk

**TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF RARITAN**



Jeff Kuhl
Mayor