

ORDINANCE NO. 18-2018

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CHAPTER 117 OF THE CODE OF THE TOWNSHIP ENTITLED DOGS AND OTHER ANIMALS TO ESTABLISH THE POSITION OF MUNICIPAL HUMANE LAW ENFORCEMENT OFFICER AND AMEND THE POSITION OF ANIMAL CONTROL OFFICER

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. Chapter 117 of the Code of the Township entitled Dogs and Other Animals is hereby amended to establish a new Article I, entitled "Animal Control Officer" and "Municipal Humane Law Enforcement Officer", to read as below. Current Articles I through IV are renumbered as Articles II through V and §§ 117-1 through 117-39 are renumbered as §§ 117-3 through 117-41.

Article I: Animal Control Officer and Municipal Humane Law Enforcement Officer

§ 117-1. Animal Control Officer.

The position of Animal Control Officer (ACO) is hereby established. The ACO shall be appointed by the governing body and shall be subject to the control and direction of the Township's Business Administrator or his/her authorized representative. The ACO shall be responsible for animal control within the jurisdiction of the Township and shall enforce and abide by the applicable provisions of Title 4, Chapter 19, of the New Jersey Revised Statutes, and any amendments thereof, and the provisions of this Chapter.

§ 117-2. Municipal Humane Law Enforcement Officer

The position of Municipal Humane Law Enforcement Officer (HLEO) is hereby established. The HLEO shall be appointed by the governing body, upon the recommendation of the Chief of Police, and shall be under the jurisdiction of the Township's Police Department. The HLEO shall be responsible for animal welfare within the jurisdiction of the Township, and shall enforce and abide by the provisions of Title 4, Chapter 22 of the New Jersey Revised Statutes, and any amendments thereof, and the provisions of this Chapter. The HLEO 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 ordinances of the Township.

SECTION 2. All references to "Animal Warden" in Chapter 117, Dogs and Other Animals, §§ 117-2, 117-7, 117-8, and 117-13, are hereby amended to read "Animal Control Officer."

SECTION 3. Chapter 117, Dogs and Other Animals, § 117-13, Enforcement, of the Township Code is hereby repealed in its entirety.

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

SECTION 5. 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 6. This Ordinance may be renumbered for purposes of codification.

SECTION 7. This ordinance shall take effect in accordance with the law.

ATTEST:


Joseph A. Giorgio, Township Clerk

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


Ronald F. Francioli, Mayor

DATE OF INTRODUCTION: July 12, 2018
DATE OF ADOPTION: August 9, 2018