


Ord.#21-2018 An Ordinance of the Township of Mount Olive, County of Morris, State of New Jersey, Amending Chapter 169, Dogs and Other Animals, of the Township Code to Establish the Position of Municipal Humane Law Enforcement Officer.

CLERK:

Delivered to Mayor:

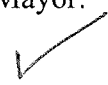
Date: 7/25/2018

Time: 9:00am

Signed: 
Township Clerk
Michelle Masser

MAYOR:

Action by Mayor:

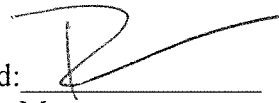
Approved: 

Date: 7/25/18

Vetoed: _____

Date: _____

(Reasons for which Mayor has withheld approval of Ordinance, item or part Thereof.)

Signed: 
Mayor

CLERK:

Returned:

Date: 7/25/18

Time: 9:20 AM

Not returned with in (10) days

Date: _____

Signed: 
Township Clerk

ORD.#21-2018
AN ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, COUNTY
OF MORRIS, STATE OF NEW JERSEY, AMENDING CHAPTER 169,
DOGS AND OTHER ANIMALS, OF THE TOWNSHIP CODE TO
ESTABLISH THE POSITION OF MUNICIPAL HUMANE LAW
ENFORCEMENT OFFICER

NOW, THEREFORE, BE IT ORDAINED by the Council of the Township of Mount Olive, in the County of Morris, State of New Jersey, as follows:

SECTION 1. Chapter 169, Dogs and Other Animals, Article I, Dogs; Animal Detention and Redemption, § 169-1, Definitions, is hereby amended to delete the definition for “Animal Control Officer” in its entirety. All other definitions in this Section shall remain the same.

SECTION 2. Chapter 169, Dogs and Other Animals, Article I, Dogs; Animal Detention and Redemption, § 169-2, Animal Control Officer, is hereby amended to read as follows:

The position of Animal Control Officer (ACO) is hereby established. The ACO shall be appointed by the governing body and subject to the control and direction of the Health Officer or his/her designee. 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.

SECTION 3. Chapter 169, Dogs and Other Animals, Article I, Dogs; Animal Detention and Redemption, is hereby amended to establish new § 169-3, Municipal Humane Law Enforcement Officer, to read as follows. Current § 169-3 and all subsequent sections in this Chapter shall be renumbered for codification purposes.

§ 169-3. Municipal Humane Law Enforcement Officer

The position of Municipal Humane Law Enforcement Officer (HLEO) is hereby established under the jurisdiction of the Township Police Department. The HLEO shall be appointed by the governing body, upon the recommendation of the Chief of Police. 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 4. Chapter 169, Dogs and Other Animals, Article IV, Cats, current § 169-33 (to be renumbered 169-34), Definitions, is hereby amended to delete the definition for “Animal Control Authority” in its entirety. All other definitions shall remain the same.

SECTION 5. Chapter 169, Dogs and Other Animals, Article V, Feral Cats, current § 169-38 (to be renumbered 169-39), Definitions, is hereby amended to delete the definition for “Animal Control Officer” in its entirety. All other definitions shall remain the same.

SECTION 6. Chapter 5, Administrative Code, Article XII, Department of Health and Welfare, § 5-59, Division of Health, paragraph B, is hereby amended to read as follows:

The Health Officer shall direct the Animal Control Officer to carry out the functions, powers and duties prescribed by statute and such other duties as prescribed by the Director of the Department of Health and Welfare.

SECTION 7. If any section, subsection, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 8. This Ordinance may be renumbered for purposes of codification.

SECTION 9. This Ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

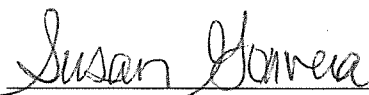
Introduced: 7/10/2018
Adopted: 7/24/2018
Effective Date: 8/17/2018

TOWNSHIP OF MOUNT OLIVE



Joe Nicastro, Township Council President

ATTEST: 7/24/2018



Susan Gouveia, Deputy Township Clerk