

**ORDINANCE 4 – 2010**  
**ORDINANCE AMENDING SECTION 27-3**  
**OF THE WOODBURY HEIGHTS CODE**  
**ENTITLED “PERSONNEL” AND REPEALING**  
**SECTIONS 27-6 AND 27-8(D)(1) AND (2)**

**WHEREAS**, Section 27-3 of the Woodbury Heights Code authorizes appointment of Police Personnel to positions within the Department including superior and subordinate police officer positions; and

**WHEREAS**, notwithstanding the provisions of Section 27-8(F) of the Code, this Section 27-3 has been advanced by a member of the Department to compel the appointment to vacant positions of superior officers; and

**WHEREAS**, the Borough Council finds and determines that it is not, and was not, the intent of Section 27-3 to compel the filling of vacancies in superior officer positions unless the Borough further acted to fill such vacancies as is clearly set forth in Section 27-8(F) of the Code; and

**WHEREAS**, the Borough maintains a small police force which does not at all times require or justify the appointment of supervisory officers other than a Chief of Police; and

**WHEREAS**, in order to avoid any misinterpretation or confusion regarding the Borough Ordinances establishing positions for police personnel, the Borough intends to hereby amend this Section to eliminate the position of Lieutenant of police and the position of Sergeant as heretofore established by Section 27-8(D)(1) and Section 27-6 of the Code;

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Woodbury Heights, with the Mayor concurring, as follows:

**Section I: Purpose.**

The purpose of this Ordinance is to amend Section 27-3 of the Woodbury Heights Code, in its entirety, and to repeal Sections 27-6 and 27-8(D)(1) and (2).

**Section II. Adoption.**

Section 27-3 of the Woodbury Heights Code entitled “Personnel” is hereby amended, in its entirety, to read as follows:

**27-3 Personnel.** The Police Department shall consist of one Chief of Police appointed in accordance with NJSA 40A:14-129 and NJSA 40A:14-130 and such other applicable law as is now and may hereinafter be enacted by the Legislature of the State of New Jersey. The Department may also be comprised of such number of regular police officers to be designated as "patrolman" and special law enforcement officers as the Borough Council may, from time to time, authorize and appoint.

**Section III: Repealed Sections.**

Sections 27-6 and 27-8 (D)(1) and (2) of the Code are hereby repealed.

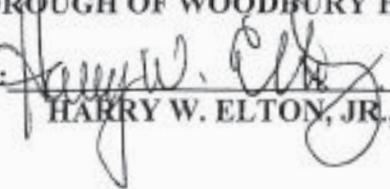
**Section IV: Effective Date.**

This Ordinance shall take effect upon final adoption, publication and as otherwise provided by law.

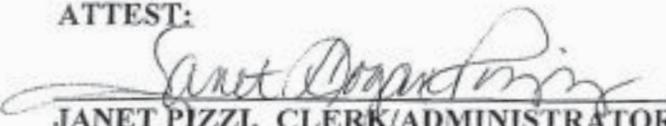
**Section V: Repealer.** All Ordinances or parts of Ordinances inconsistent with the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**Section VI: Saved from Repeal.** All Ordinances or parts of Ordinances not inconsistent with the terms and provisions of this Ordinance are hereby saved from repeal.

**BOROUGH OF WOODBURY HEIGHTS**

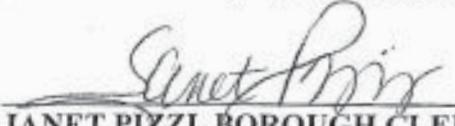
BY:   
HARRY W. ELTON, JR., MAYOR

**ATTEST:**

  
JANET PIZZI, CLERK/Administrator

**NOTICE**

The foregoing Ordinance was introduced at a Regular Meeting of the Mayor and Borough Council of the Borough of Woodbury Heights conducted on January 20, 2010 and will be considered for final hearing and adoption at a meeting to be held on the 17th day of February, 2010, at 7:30 P.M., at which time any objections hereto may be heard.

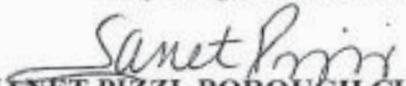
  
JANET PIZZI, BOROUGH CLERK

**PUBLIC NOTICE**

**ORDINANCE 4-2010**

ORDINANCE AMENDING SECTION 27-3 OF THE WOODBURY HEIGHTS CODE  
ENTITLED PERSONNEL AND REPEALING SECTIONS 27-6 AND 27-8(D)(1) AND (2)

Notice is hereby given that the above Ordinance was adopted at a regular meeting of the Mayor and Borough Council of the Borough of Woodbury Heights held on the 17th day of February 2010.

  
JANET PIZZI, BOROUGH CLERK