

ORDINANCE NO. 2024-02
FRANKLIN TOWNSHIP
HUNTERDON COUNTY, NEW JERSEY

**ORDINANCE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING SECTION 242-5
“ENFORCEMENT” OF CHAPTER 242 – NUSIANCES, PROHIBITION OF, TO VEST
THE ZONING OFFICER WITH THE POWER TO ENFORCE THE PROVISIONS OF
THE CHAPTER**

WHEREAS, the Township Committee of the Township of Franklin, County of Hunterdon, State of New Jersey was advised by the Township Zoning Officer that Chapter 242 – “Nuisances, Prohibition Of” does not vest the Zoning Officer with the power of enforcement; and

WHEREAS, the Township Committee believes that vesting the Zoning Officer with the power of enforcement is beneficial to the Township and its residents and prevents the needless utilization of the Township Police Department; and

WHEREAS, the Township wishes to amend the Township Code to allow the Zoning Officer to enforce the provisions of Chapter 242 by amending Section 242-5 “Enforcement.”

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Franklin, County of Hunterdon, State of New Jersey that Section 242-5 be amended to vest the Zoning Officer with the enforcement power as follows:

SECTION I:

Insertions to this Section shall be delineated by underlined text thusly.

§ 242-5. Enforcement.

The provisions of this chapter may be enforced by the police agencies and/or the Zoning Officer of the Township of Franklin or upon the filing of a complaint the Municipal Court of the Township of Franklin, either with or without prior notice to the person committing a violation of this chapter.

SECTION II: Repealer.

Any article, section, paragraph, subsection, clause, or other provision of the Code of the Township of Franklin inconsistent with the provisions of this Ordinance is hereby repealed to the extent of such inconsistency.

SECTION III: Severability.

The various parts, sections, and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section, or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction the remainder of this Ordinance shall remain in full force and effect.

SECTION IV: Effective Date.

This Ordinance shall take effect upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Committee of the Township of Franklin held on March 7, 2024 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on April 11, 2024 at 7:30 p.m. or as soon thereafter as the Township Committee may hear this Ordinance at the Franklin Township Municipal Building, 202 Sidney Road, Pittstown, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Christine Burke
Township Clerk

**FRANKLIN TOWNSHIP
HUNTERDON COUNTY**

PUBLIC NOTICE is hereby given that the following titled Ordinance was introduced by the Franklin Township Committee at a regularly scheduled meeting held on Thursday, March 7, 2024.

ORDINANCE 2024-02

**ORDINANCE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING SECTION 242-5
“ENFORCEMENT” OF CHAPTER 242 – NUSIANCES, PROHIBITION OF, TO VEST
THE ZONING OFFICER WITH THE POWER TO ENFORCE THE PROVISIONS OF
THE CHAPTER**

SUMMARY AND EXPLANATION

Local Code Chapter 242, “Nuisances, Prohibition of”, currently grants enforcement of the ordinance to police agencies but not to the Zoning Officer. This amendment to the chapter would grant the Zoning Officer the power to enforce the provisions of the chapter without needless utilization of the Township Police Department. The Police Department will continue to hold their enforcement authority as originally granted by the chapter.

Provided by Christine Burke, Township Clerk