

**BOROUGH OF BLOOMSBURY
COUNTY OF HUNTERDON
ORDINANCE # 106-05**

**AN ORDINANCE OF THE BOROUGH OF BLOOMSBURY,
COUNTY OF HUNTERDON, AND STATE OF NEW JERSEY,
CREATING THE DUAL OFFICE OF MUNICIPAL VIOLATIONS OFFICER/
PARKING ENFORCEMENT OFFICER.**

BE IT ORDAINED by the Mayor and Council of the Borough of Bloomsbury,
County of Hunterdon, State of New Jersey, as follows:

Section 1. Office created; appointment; qualifications.

There is hereby created in the Borough of Bloomsbury the dual office of Municipal
Violations Officer/ Parking Enforcement Officer. The Municipal Violations Officer/
Parking Enforcement Officer shall be appointed and removed at will by the Borough
Council. The Municipal Violations Officer/ Parking Enforcement Officer shall:

A. Be a resident of the State of New Jersey during the term of his or her
appointment.

B. Be able to read, write, and speak the English language well and
intelligently.

C. Be of sound mind and in good health.

D. Be of good moral character.

E. Not have been convicted of any offense involving dishonesty or which
would make a person unfit to perform the duties of his or her office.

F. Possess a good familiarity with the Ordinances of the Borough of Bloomsbury.

Section 2. Eligibility and qualifications.

The Mayor in conjunction with the Commander of the Perryville State Police Barracks shall ascertain the eligibility and qualifications of the applicant and report these determinations, in writing, to the Borough Council.

Section 3. Powers and Duties.

A. As Parking Enforcement Officer, the Municipal Violations Officer/ Parking Enforcement Officer shall enforce state, county, or municipal statutes and resolutions, ordinances or regulations related to the parking of vehicles within the Borough of Bloomsbury and shall possess the power and authority to:

1. Issue a parking ticket pursuant to state or local ordinances for a parking offense, as those two (2) terms are defined in the Parking Offenses Adjudication Act P.L. 1985, c. 14 (N.J.S.A. 39:4-193.2 et seq.).
2. Serve and execute all process for any parking offenses issuing out the court having jurisdiction over the complaint.
3. Cause any vehicle parked, stored, or abandoned in the Borough in violation of a statute, resolution, ordinance or regulation to be towed away from the scene of the violation and to collect from the vehicles owner or the owner's agent, on behalf of the Borough, the costs of the towing and subsequent storage of the vehicle before surrendering the vehicle to the owner or agent.

B. As Municipal Violations Officer, the Municipal Violations Officer/ Parking Enforcement Officer shall possess the power and authority to enforce all other ordinances of the Borough of Bloomsbury. He or she shall, in his or her discretion, issue warnings for ordinance violations reported to him or her. He or she shall cause a complaint to be sworn out in accordance with law for violations of Borough ordinances which occur in his or her presence or which he or she personally observes. Nothing herein shall prohibit concurrently holding the office of Zoning Officer or Health Officer.

Section 4. Uniform and Insignia.

Prior to the commencement of duties, the Municipal Violations Officer/ Parking Enforcement Officer shall be furnished with Insignia which shall clearly identify the Officers function. The insignia shall include an appropriate badge together with a name tag and identify the officers status as a Municipal Violations Officer/ Parking Enforcement Officer. The insignia shall be issued within ninety (90) days following the appointment of the first Municipal Violations Officer/ Parking Enforcement Officer provided; however, that the Borough may issue a temporary insignia for use during the first ninety (90) days of the Officer's appointment.

Section 5. Exclusion from Police Department and retirement system; use of firearms.

No person appointed Municipal Violations Officer/ Parking Enforcement Officer shall concurrently hold the position of police officer nor shall such person be a special law enforcement officer. He or she shall not carry or use a firearm while on duty. He or she

is not eligible for membership in the Police and Fireman's Retirement System established pursuant to P.L. 1944, c. 255.

Section 6. Term of Office, Compensation.

The Municipal Violations Officer/ Parking Enforcement Officer shall be appointed for a term of one (1) year. If he or she shall be appointed after January 1 of any year, the appointment shall be deemed, for the purpose of calculating the term, to have commenced the January 1 immediately prior to his or her appointment. He or she shall serve such hours and for such compensation as the Borough shall determine by separate resolution.

Section 7. This Ordinance shall take effect immediately upon passage and publication according to law.

Mark R. Peck, Mayor

Attest:

Lisa A. Burd,
Acting Borough Clerk

First Reading: April 26, 2005
First Publication: May 5, 2005
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