

**CITY OF UNION CITY  
COUNTY OF HUDSON, STATE OF NEW JERSEY**

**ORDINANCE AMENDING CHAPTER 4 "ADMINISTRATION OF GOVERNMENT"  
ARTICLE XIII OF THE CODE OF THE CITY OF UNION CITY  
ENTITLED "POLICE DEPARTMENT"**

WHEREAS, in accordance with N.J.S.A. 40:77-6, the Board of Commissioners for the City shall designate a member to serve as the department director of each of the designated departments; and

WHEREAS, pursuant to N.J.A.C. 4A:1- 4.1 authorizes the designated Commissioner of each municipal department to serve as the appointing authority of their assigned department; and

WHEREAS, with respect to the Union City Police Department, the Commissioner in charge of the Department of Public Safety shall serve as the Director said Department and as such is responsible for the selection and appointment of personnel in accordance with N.J.S.A. 11A, et seq.; and

WHEREAS, the Board of Commissioners of the City of Union City wishes to amend this Chapter to memorialize the appropriate designated authority vested with the powers and duties pursuant to N.J.S.A. 40A:14-118 for the City.

NOW THEREFORE, BE IT ORDAINED that the Mayor and Commissioners of the City of Union City, County of Hudson, State of New Jersey do hereby amend the ordinance as follows:

**SECTION ONE**

Chapter 4 is hereby amended to include a new Section 4-79 entitled "Appropriate Authority" to read as follows:

Appropriate Authority. In accordance with N.J.S.A. 40A:14-118, the Commissioner of the Department of Public Safety is hereby designated as the Appropriate Authority and is hereby vested with the powers and duties of an Appropriate Authority for purposes of this provision of the Code, pursuant to Statute, and as delegated by N.J.S.A. 40A:14-118.

**SECTION TWO**

Severability. The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional, such decision shall not effect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**SECTION THREE**

**Repealer.** All Ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all Ordinances or part of ordinances now existing or in effect unless the same being conflict or inconsistent with any provision of this Ordinance shall remain in effect.

**SECTION FOUR**

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

**I HEREBY CERTIFY** this to be a true and correct Ordinance of the City of Union City Board of Commissioners, introduced on December 6, 2016 and will be further considered after a Public Hearing held on Tuesday, December 20, 2016 at the Robert Waters, located at 2800 Summit Avenue, Union City, N.J. at 7:00 p.m.

INTRODUCED: December 6, 2016

ADOPTED: December 20, 2016

ATTEST:

\_\_\_\_\_  
Erin Knoedler, Deputy City Clerk

\_\_\_\_\_  
DATE

**SUMMARY OF ORDINANCE**

This ordinance designates the Commissioner of the Department of Public Safety as the Appropriate Authority and vests the Commissioner with the powers and duties of an Appropriate Authority pursuant to N.J.S.A. 40A:14-118.