

**TOWNSHIP OF ANDOVER
SUSSEX COUNTY, NEW JERSEY**

ORDINANCE #2023-07

AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY AMENDING CHAPTER 3 “ADMINISTRATION OF GOVERNMENT”, ARTICLE XVII “JOINT MUNICIPAL COURT”

WHEREAS, the Township Code contains a section establishing the Andover Joint Municipal Court and setting forth the members, the specifics of operation and the necessary personnel; and

WHEREAS, two (2) additional municipalities have become members of the Andover Joint Municipal Court, which has been approved by the Assignment Judge of the Morris/Sussex Vicinage; and

WHEREAS, the Andover Township Attorney has reviewed the Code and recommended changes in accordance with the addition of new member municipalities; and

WHEREAS, the Township Committee has reviewed the recommended changes and approved of same; and

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Andover, Sussex County, New Jersey, that Chapter 3 “Administration of Government”, Article XVII “Joint Municipal Court” shall be amended to read as follows:

SECTION 1. Chapter 3 “Administration of Government”, Article XVII “Joint Municipal Court” shall be amended to read as follows:

§ 3-58 Creation; name; jurisdiction.

A. Creation of Court. There has been created a Joint Municipal Court consisting of the following members: the Township of Andover, the Township of Hampton, the Township of Fredon, the Township of Byram and Boroughs of Andover, Hopatcong and Stanhope. This Court is created by the shared services agreement executed by the original five municipalities in October of 2014 and by Andover Township and the two new municipalities in March 2023, by and amongst the aforesaid municipalities and is subject to the terms thereof. The shared services agreements are attached hereto and incorporated in this chapter and shall be approved by and filed with the Administrative Director of the Courts.

B. Name of Court. The name of the Joint Municipal Court shall be the "Andover Joint Municipal Court (Andover, Hampton, Fredon and Byram

Townships and Boroughs of Andover, Hopatcong and Stanhope)" and it shall have a seal bearing the name of the Court.

C. Jurisdiction. The jurisdiction of the Joint Municipal Court of Andover shall be coextensive with the territories of the Townships of Andover, Hampton, Fredon and Byram and the Boroughs of Andover, Hopatcong and Stanhope in the County of Sussex. The Court shall be under the jurisdiction of the Assignment Judge and Municipal Court Administrator for Vicinage 10 - Morris/Sussex.

§ 3-63.3 Withdrawal by member municipality.

The members of the Joint Municipal Court of Andover established by this article are the Township of Andover, Township of Hampton, Township of Fredon, Township of Byram, Borough of Andover, Borough of Hopatcong and Borough of Stanhope. Collectively, the Township of Andover, Township of Hampton, Township of Fredon, Township of Byram, Borough of Andover, Borough of Hopatcong and Borough of Stanhope shall be referred to as members. Any member of the Andover Joint Municipal Court may withdraw by complying with the provisions of the shared services agreements amongst the members identified in § 3-58A above or such subsequent agreements or amendments then existing and in effect.

§ 3-63.4 Contributions and compensation.

A. The Township of Hampton, the Township of Fredon, the Township of Byram, the Borough of Andover, Borough of Hopatcong and Borough of Stanhope shall pay the Township of Andover a fee in accordance with the shared services agreement then existing between the parties.

B. The Township of Andover shall remit fines and levies collected for infractions occurring in the Township of Hampton, the Township of Fredon, the Township of Byram, Borough of Andover, Borough of Hopatcong and Borough of Stanhope to the applicable municipality on at least a monthly basis or as set forth in the agreements amongst the municipalities.

All sections of this Article not addressed herein shall remain unchanged.

SECTION 2. All ordinances of the Township of Andover, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance may be renumbered for purposes of codification.

SECTION 5. This Ordinance shall take effect upon final passage, approval, and publication as required by law.

NOTICE OF PENDING ORDINANCE

PUBLIC NOTICE is hereby given that the foregoing Ordinance was introduced and passed at first reading at a Regular Meeting of the Township Committee of the Township of Andover held on April 6, 2023. A public hearing regarding same will be held at a hybrid meeting scheduled for May 4, 2023, beginning at 7:00PM, to be held both in person and virtually via Zoom, which details for accessing the meeting are as follows:

Webinar ID: 832 6104 1515

Passcode: 100240

Join Zoom Meeting with browser:

<https://us02web.zoom.us/j/83261041515?pwd=dktJOGJRMWc5MjUxcE9UWWxadINRdz09>

or

Join Zoom Meeting by Phone:

+ 1 301 715 8592

All persons interested both for and against said ordinance shall be given an opportunity to be heard concerning same.


Patricia L. Bussow, RMC
Administrator/Municipal Clerk

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NOTICE OF FINAL ADOPTION

PUBLIC NOTICE is hereby given that the foregoing Ordinance was adopted at a public hearing held at a Hybrid Meeting of the Township Committee of the Township of Andover on May 4, 2023. Said Hybrid Meeting was held virtually via Zoom and in person at the Municipal Building, 134 Newton Sparta Road, Newton, NJ 07860, at which time all persons were given the opportunity to be heard concerning same. This Ordinance shall take effect immediately upon publication, as required by law.


Patricia L. Bussow, RMC
Administrator/Municipal Clerk