

**BOARD OF SUPERVISORS
LOWER GWYNEDD TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. _____

“LOWER GWYNEDD POLICE DEPARTMENT HIRING PROCEDURE”

AN ORDINANCE FURTHER AMENDING THE LOWER GWYNEDD TOWNSHIP POLICE DEPARTMENT’S HIRING PROCEDURES AS SET FORTH IN CHAPTER 244, §244.01 OF THE LOWER GWYNEDD TOWNSHIP CODE, TO INCORPORATE PENNSYLVANIA ACT 57 OF JULY 14, 2020, P.L. 613, SESSION OF 2020, NO. 2020-57, AS HEREINAFTER SET FORTH.

WHEREAS, Chapter 244 of the Lower Gwynedd Township Code (the “**Code**”), specifically Section 244.01, sets forth certain hiring procedures to be followed by the Lower Gwynedd Township Police Department (the “**Police Department**”); and

WHEREAS, on July 14, 2020, Governor Tom Wolf signed Act 57 of 2020 into law (“**Act 57**”), which represents Pennsylvania’s first law enforcement reform in response to recent claims of excessive force by police; and

WHEREAS, Act 57 is intended to (i) provide police departments with information regarding an officer’s prior work history to make reasoned hiring decisions; and (ii) prevent officers with disciplinary issues from moving to another department to find employment without disclosure of the officer’s history; and

WHEREAS, by Ordinance No. 526 adopted by the Board on April 13, 2021, the Board amended the Code such that Act 57 is made a part of Chapter 244; and

WHEREAS, Section 7303(b) of Act 57 provides that “... the required background investigation does not prevent a law enforcement agency from establishing higher standards for law enforcement employees if those standards are not contrary to applicable law;” and

WHEREAS, the Board desires to further amend Chapter 244 of the Code as hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Lower Gwynedd Township Board of Supervisors, and it is hereby ordained and enacted by the authority of the same, to wit:

SECTION ONE. AMENDMENT.

Section 244.03 of the Code, is hereby amended as follows:

- (a) In Section 244.03.A(8), the words “final and binding” are deleted.
- (b) In Section 244.03.D.2(a)(1), the words “final and binding” are deleted.
- (c) In Section 244.03.E(2)(d), the words “final and binding” are deleted.

SECTION TWO. SAVINGS CLAUSE.

The provisions of the Township Code of Ordinances, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of this Ordinance, are intended as a continuation of such ordinances and regulations and not as a new enactment. The provisions of this Ordinance shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations except as otherwise provided by law.

SECTION THREE. SEVERABILITY OF PART OF ORDINANCE.

The intention of the Board of Supervisors is that the chapters, parts, sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable. If any section, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional, illegal, or otherwise invalid by judgment or decree of a court with competent jurisdiction, that invalidity shall not affect any of the remaining chapters, parts, sections, paragraphs, sentences, clauses, or phrases of this codification.

ORDAINED AND ENACTED by the Board of Supervisors of Lower Gwynedd Township, Montgomery County, Pennsylvania, this _____ day of _____, 2022.

ATTEST:

**LOWER GWYNEDD TOWNSHIP
BOARD OF SUPERVISORS**

CRAIG T. MCANALLY, SECRETARY

By: _____
DANIELLE A. DUCKETT, CHAIRPERSON

**PUBLIC NOTICE IS HEREBY GIVEN- NOTICE OF INTENT TO ADOPT ORDINANCE
LOWER GWYNEDD TOWNSHIP**

NOTICE IS HEREBY GIVEN that the Lower Gwynedd Township Board of Supervisors, Montgomery County, Pennsylvania, at its regular meeting to be held on Tuesday, June 28, 2022 at 7:00 PM, will consider the adoption of the following proposed Ordinance which is summarized below:

AN ORDINANCE AMENDING THE LOWER GWYNEDD TOWNSHIP POLICE DEPARTMENT'S HIRING PROCEDURES AS SET FORTH IN CHAPTER 244, §244.01 OF THE LOWER GWYNEDD TOWNSHIP CODE, TO DELETE THE WORDS "FINAL AND BINDING"; SEVERABILITY; REPEALER; AND EFFECTIVE DATE.

This meeting will be conducted in-person at the Lower Gwynedd Township Building, 1130 N. Bethlehem Pike, Spring House, Pennsylvania, as well as via the Zoom telecommunication device platform (call-in information is provided in this public notice). The Zoom information is below:

<https://us02web.zoom.us/j/84421782528?pwd=dmpjMG4zUkNGeVZlVnZhaXZkMndUQT09>

Meeting ID: 844 2178 2528

Passcode: 813428

Call In #: 646 876 9923

Copies of the complete text of the proposed ordinance are available at the Lower Gwynedd Township Municipal Building (located at 1130 N. Bethlehem Pike, Spring House, PA 19477, Telephone: (215) 646-5302 and may be examined by appointment only from Monday through Friday between the hours of 8:00AM and 4:30 PM (excepting holidays). All interested persons and parties are invited to attend the meeting and offer any public comment prior to the Board of Supervisors taking any official action on the adoption of the proposed ordinance.

Craig T. McAnally, Township Manager, Lower Gwynedd Township

Publish:

Proof of Publication Required