

**BOROUGH OF EMERSON
COUNTY OF BERGEN
NOTICE OF ADOPTION**

ORDINANCE 1503-15

Introduced: June 9, 2015

Adopted: July 7, 2015

**AN ORDINANCE AMENDING CHAPTER 35, FIRE
DEPARTMENT.**

BE IT ORDAINED, by the Mayor and Council of the Borough of Emerson, within the County of Bergen and State of New Jersey, as follows:

Section 1. Amending Section 35-10 – Membership.

Section 35-10.I., “Membership,” of the Borough Code, is hereby amended to read as follows:

§ 35-10.I. Membership.

Life membership can be attained with the following qualifications:

- (1) When a member has reached the age of 50 years and has 25 years’ service in the Department and has attained his or her exemption or has performed during a period of seven years, 60% of fire duty or after January 1, 2009, 50% of fire duty, in each year, respectively, he or she may become a life member.
- (2) When a member has reached the age of 70 years and has 20 years’ of service in the Department and has attained his or her exemption or has performed during a period of seven years, 60% of fire duty or after January 1, 2009, 50% of fire duty, in each year, respectively, he or she must become a life member.

Section 2. Amending Section 35-17 – Compensation.

Section 35-17., “Compensation,” of the Borough Code, is hereby amended to read as follows:

§ 35-17. Compensation.

Compensation to the members of the Department who have performed not less than 50% fire duty, which includes duties assigned in addition to attendance at fires, shall be at such rate as the Council may, by resolution, direct; provided, however, that such compensation shall be made and paid not later than the 15th day of December of each and every year.

Section 3. Amending Section 35-18 – Exempt members.

Section 35-18., “Exempt members,” of the Borough Code, is hereby amended to read as follows:

§ 35-18. Exempt members.

Each fireman who shall present satisfactory evidence to the Mayor and Council that he has attended as an active fireman during a period of seven years, 60% of fires that occurred in the Borough while he was a fireman, or after January 1, 2009, 50% of fires that occurred in the Borough, in each year, respectively, shall be entitled to a certificate signed by the Mayor and Borough Clerk and Chief of the Fire Department of the Borough of Emerson and shall be entitled to wear such badge as shall be designed by the Borough Council and shall be considered an exempt member of the Emerson Fire Department.

Section 3. Severability and Repealer.

- A. If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated.
- B. All ordinances or parts of ordinances, which are inconsistent with any provisions of this ordinance, are hereby repealed as to the extent of such inconsistencies.

Section 4. Effective Date.

This ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

Attest:

Jane Dietsche, RMC
Clerk

Louis Lamatina
Mayor