

**INTRO: 1/28/2013**  
**ADOPTED: 2/11/2013**

**TOWNSHIP OF FAIRFIELD**  
**ORDINANCE # 2013-04**

**AN ORDINANCE AMENDING CHAPTER 2, ADMINISTRATION  
OF THE CODE OF THE TOWNSHIP OF FAIRFIELD  
REGADING SECTION 12: FIRE DEPARTMENT ESTABLISHED**

**WHEREAS**, the governing body finds it necessary to amend Chapter 2, Sections 12.3 12.5 and 12.8 regarding the qualifications to be a member of the Fire Department; and

**WHEREAS**, the governing body finds this change to be in the best interest of the Fire Department and the Township.

**NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF  
THE TOWNSHIP OF FAIRFIELD, COUNTY OF ESSEX, STATE OF NEW JERSEY AS  
FOLLOWS:**

1. CHAPTER 2, ADMINISTRATION OF THE CODE OF THE TOWNSHIP OF FAIRFIELD, Section 12: FIRE DEPARTMENT, the Section known as Section 12-3 Officers; and Members shall be revised as follows:

The active members of the ~~Fairfield Township Volunteer Fire Company~~ **Fairfield Volunteer Fire Department, Inc.** and the officers thereof named or herein or hereafter elected to and holding the offices of Chief, Assistant Chief, ~~Second Assistant Chief~~, **two (2) Captains and two (2) Lieutenants and Foreman;** respectively, shall be the members and officers of like designation of the Fire Department of the municipality, New members shall not be admitted except upon proof of minimum qualifications as herein prescribed.

2. CHAPTER 2, ADMINISTRATION, OF THE CODE OF THE TOWNSHIP OF FAIRFIELD, Section 12: FIRE DEPARTMENT, the section known as Section 12.5 (a), Vacancies; Qualifications; shall be revised as follows:

- a. When vacancies in the membership of the Fire Department occurring hereafter are to be filled, no person shall be eligible unless that person is a citizen of the United States, of good moral character, ~~between the ages of~~ who is at least the age of eighteen (18) years, ~~and thirty five (35) years,~~ **and a resident of the Township for at least one (1) year next preceding the date of his/her application** and unless the applicant shall have passed a medical examination of fire duty.

3. CHAPTER 2, ADMINISTRATION OF THE CODE OF THE TOWNSHIP OF FAIRFIELD, Section 12: FIRE DEPARTMENT, the section known as Section 12.8 Attendance shall be revised as follows:

2-12.8 Attendance.

~~When it appears from the record of the Department that any member thereof has failed to perform during two (2) consecutive years a minimum of sixty (60%) percent fire duty, such members shall be automatically dropped from the Department, provided, however, that any member may be excused when he has obtained, on application to the Chief of the Department, a leave of absence for a period not to exceed two (2) years.~~

**2-12.8 Attendance.**

**The members of the Department may adopt By-Laws and rules, Rules of Order pertaining to the attendance and percentages of the Department.**

4. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
5. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged to be invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this ordinance shall be deemed, valid and effective.
6. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

  
JAMES W. GASPARINI, MAYOR

ATTEST:

  
DENISE D. CAFONE, MUNICIPAL CLERK

NOTICE

**Notice** is hereby given that the foregoing ordinance was submitted in writing at a meeting of the Mayor and Council of the Township of Fairfield, County of Essex, State of New Jersey, held on **January 28, 2013** introduced and read by title and passed first reading, and that said Governing Body will further consider the same for second reading and final passage thereof at a meeting to be held on **February 11, 2013 at 7:30 p.m.**, at the Municipal Building, 230 Fairfield Road, Fairfield, New Jersey, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens of interest shall have an opportunity to be heard concerning same.

Denise D. Cafone  
Municipal Clerk

**INTRODUCTION OF ORDINANCE January 28, 2013:**  
**ORDINANCE #2013-04 AN ORDINANCE AMENDING CHAPTER 2,**  
**ADMINISTRATION OF THE CODE OF THE TOWNSHIP OF FAIRFIELD**  
**REGADING SECTION 12: FIRE DEPARTMENT ESTABLISHED**

**INTRODUCED BY:** COUNCILMAN CIFELLI  
**SECONDED BY:** COUNCILMAN MORGAN  
**PUBLISHED** FEBRUARY 2, 2013

**ROLL CALL VOTE**

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NOT VOTING
COUNCIL PRESIDENT MICHAEL B. MCGLYNN	X				
COUNCILMAN JOHN LAFORGIA	X				
COUNCILMAN THOMAS J. MORGAN	X				
COUNCILMAN JOSEPH CIFELLI	X				
MAYOR JAMES GASPARINI				X	

**2<sup>ND</sup> READING AND PUBLIC HEARING FEBRUARY 11, 2013 :**

**INTRODUCED BY:** COUNCILMAN CIFELLI  
**SECONDED BY:** COUNCIL PRESIDENT MCGLYNN  
**PUBLISHED:** FEBRUARY 14, 2013

**ROLL CALL VOTE**

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NOT VOTING
COUNCIL PRESIDENT MICHAEL B. MCGLYNN	X				
COUNCILMAN JOHN LAFORGIA	X				
COUNCILMAN THOMAS J. MORGAN	X				
COUNCILMAN JOSEPH CIFELLI	X				
MAYOR JAMES GASPARINI	X				