

**ORDINANCE NO. 2022-01**

**AN ORDINANCE AMENDING CHAPTER 2 OF THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975,  
ENTITLED “ADMINISTRATION” AS IT PERTAINS TO FIRE DEPARTMENT  
MEMBERSHIP**

**BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE BOROUGH  
OF HARVEY CEDARS, as follows:**

Section 1. Section 2-12.2 of the Revised General Ordinances of the Borough of Harvey Cedars, 1975, entitled “Membership in Fire Department” is hereby repealed in its entirety and readopted to read as follows:

**2-12.2 Membership in Fire Department.** No person shall hereafter become a member of the fire company unless said person is a citizen of the United States and of good moral character and said person shall be physically fit to perform the duties of a firefighter as evidenced by a certificate to that effect by a practicing physician of the State of New Jersey after physical examination for that purpose. Persons applying for active membership shall be ~~above the age of 18~~ **years of age or above** and not over the age of 40. Persons applying for junior membership shall be 16 or 17 years of age.

Every person seeking to join the fire company shall make application to the company. Upon election to membership by majority vote of the unit present and voting, a complete background check shall be performed by the fire department. Upon a favorable background check submitted to the Board of Commissioners, membership approval shall be sought by the Board. Once membership is approved by the Board, membership shall be ratified by the fire company and said person shall become a member in good standing of the fire department. The name and contact information of each member shall be submitted to and kept by the borough clerk.

Section 2. Section 2-12.6 of the Revised General Ordinances of the Borough of Harvey Cedars, 1975, entitled “Records Required” is hereby amended by supplementing the following:

Record of actual attendance and duty at fires and drills shall be kept and reported to the Board of Commissioners annually.

A financial audit report shall be submitted to the Borough’s Chief Finance Officer prior to receiving the annual Borough contribution.

Section 3. Section 2-12.9 of the Revised General Ordinances of the Borough of Harvey Cedars, 1975, entitled “Duties of the Secretary” and Section 2-12.10 entitled “Attendance at Fires and Drills” are hereby repealed in their entirety.

Section 4. Section 2-12.9 of the Revised General Ordinances of the Borough of Harvey Cedars, 1975, entitled “Removal” is hereby adopted and supplemented as follows:

**2-12.9 Removal.** Any member of the department may be removed for cause and upon notice by a majority vote of the members in good standing of the department, or for cause and upon notice by a majority vote of the Board of Commissioners. Violation by any member of any of the requirements of this section shall count as good cause for removal.

Section 5. Section 2-12.11 of the Revised General Ordinances of the Borough of Harvey Cedars, 1975, entitled “Length of Service Awards Program (LOSAP) for Firefighters” is hereby renumbered as Section 2-12.10 entitled the same.

Section 6. If any word, phrase, clause, section or provision of this ordinance shall be found by any court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

Section 7. This Ordinance shall take effect upon final adoption after publication in accordance with law.