

ORDINANCE #2004-989

AN ORDINANCE AMENDING ORDINANCE #1996-873

BE IT ORDAINED by the Mayor and Council of the Borough of Manville, in the County of Somerset and State of New Jersey, as follows:

1. Ordinance #1996-873 is hereby amended by adding Section 10 to Article II, to read as follows:

“Section 10. During such period of the Chief’s term of office that he is unable to perform the duties thereof as the result of his fulfillment of a military commitment and upon appointment by the Mayor:

1. The Deputy Chief shall serve as Acting Chief;
2. The Assistant Chief shall serve as Acting Deputy Chief; and
3. The officer duly elected by the Fire Company of which the Chief is a member shall serve as Acting Assistant Chief.

All such officer shall, following appointment, have all the authority, powers, and duties of the offices in which they are serving in an acting capacity. Upon fulfillment of his military commitment, the chief shall resume his office and all acting officers shall revert to their original rank. The two-year term of office of the Chief shall not be extended because of service in the military.”

2. CONSTRUCTION

Where consistent with the context in which used in this Ordinance, words importing the singular shall include the plural; words importing the plural shall include the singular; and words importing one gender shall include all other genders.

3. INCONSISTENCY

Should any provision of this Ordinance be inconsistent with the provisions of any prior Ordinances, the inconsistent provisions of such prior Ordinances are hereby repealed, but only to the extent of the inconsistencies.

4. SEVERABILITY

In the event that any provision of this Ordinance, or the application thereof to any person or circumstance is declared invalid by a court of competent jurisdiction, such declaration of invalidity shall not affect any other provision or application of this Ordinance which may be given effect, and to realize this intent, the provisions and applications of this Ordinance are declared to be severable.

5. PURPOSE OF CAPTIONS

Captions contained in this Ordinance have been inserted only for the purpose of facilitating reference to the various sections, and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

6. EFFECTIVE DATE

This Ordinance shall be effective immediately upon final adoption, approval and publication in accordance with law.

Borough of Manville

Angelo Corradino, Mayor

ATTEST:

Philip E. Petrone, Borough Clerk

STATEMENT OF PURPOSE

The purpose of this Ordinance is to amend Ordinance #1996-873 to include the addition of Section 10 to Article II.

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FIRST READING:

Introduced	Seconded	Council	Yes	No	Abstain	Absent
√		ALLAN	√			
		ASHER	√			
	√	OTRIMSKI	√			
		PETROCK	√			
		POLAK	√			
		WEISS	√			
		MAYOR CORRADINO				

PASSED this 3rd day of January, 2004.

Attest:

Philip E. Petrone, Borough Clerk

SECOND READING:

Introduced	Seconded	Council	Yes	No	Abstain	Absent
		ALLAN	√			
	√	ASHER	√			
		OTRIMSKI	√			
√		PETROCK	√			
		POLAK	√			
		WEISS	√			
		MAYOR CORRADINO				

PASSED this 26th day of January, 2004.

Attest:

Philip E. Petrone, Borough Clerk