



**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY**

**ORDINANCE #2022-01**

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON  
AND STATE OF NEW JERSEY TO AMEND ORDINANCE #2007-02 DESIGNATING  
THE LEBANON FIRE COMPANY, INC. AS THE BOROUGH'S PRIMARY FIRE  
PROTECTION AGENCY AND ADDING AUTHORITY AND CONTEMPLATED  
DUTIES AND RESPONSIBILITIES OF THE FIRE CHIEF**

**WHEREAS**, the Lebanon Fire Company, Inc. has been recognized and designated as the primary Fire Protection Agency within the Borough of Lebanon, Hunterdon County, New Jersey, with all attendant rights and authority thereto under Ordinance #2007-02; and

**WHEREAS**, the Borough of Lebanon and the Lebanon Fire Company, Inc. maintain a unique and historical relationship since the fire company was first organized in 1923; and

**WHEREAS**, the parties have fostered this relationship through cooperative community efforts, to the benefit of both parties, and the Governing Body has provided for annual donations to support the Fire Company, as well as underwriting capital expenditures for equipment and firefighting apparatus; and

**WHEREAS**, the bylaws of the Fire Company and the Emergency Operating Plans (EOP) and directives of the office of Emergency Management of the County of Hunterdon and The State of New Jersey, require the designation of a Fire Chief and Deputy Fire Chief, to carry out duties and responsibilities; and

**WHEREAS**, because of the unique relationship between the Borough of Lebanon and the Lebanon Fire Company, Inc., as it's designated primary fire protection agency, the Borough has community expectations of the Fire Chief and other officers in the chain of command.

**NOW THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Lebanon, County of Hunterdon and State of New Jersey, that Ordinance #2007-02 is amended as follows:

**Section 1.** There shall be a new Article 4, added as follows:

**4. Fire Chief.** The Chief of the Lebanon Fire Company, upon qualification and after being duly elected by the members thereof, shall in accordance with its bylaws, carry out the duties of Fire Chief and those additional duties, as may be designated in the Emergency Operating Plan guidelines of the Lebanon Fire Company and the Office of Emergency Management of the County of Hunterdon and the State of New Jersey. In addition thereto, based upon the unique relationship of the Borough of Lebanon and the Lebanon Fire Company, Inc., the Fire Chief or such other superior officer designated in writing by the Fire Chief, shall:

1. Maintain administrative and command control over all members of the department when on duty and over the department's fire equipment and apparatus. In the absence of the Chief, the Deputy Chief, followed by superior officers or designees of the Chief, shall have all of the authority, responsibilities and duties of the Chief. In the case of superior officers of equal rank, seniority, and skill, superiority as determined by length of service with the department.

2. Inspect the department's fire equipment and apparatus, as well as the building(s) utilized by the Fire Department. This inspection is to be conducted routinely, or at least once in each three-month period with reporting thereon provided to the governing body for its next regular meeting after such inspection.

3. Submit monthly reports comprised of the details and locations of all fires and related call incidents to which the fire company has responded, as well as causes thereof, if and where possible; and such other information as appropriate apart from active investigations.

4. Maintain full charge of the fire alarm system and make or cause to be made a weekly test of the system, and/or repairs as may be necessary to keep the system in good working order. Such maintenance records shall be included in the monthly reports to the governing body.

5. Conduct an annual, on-site comprehensive inspection, with the Public Safety Committee of the Council, of all apparatus, equipment and building(s) used by the Fire Department, at such time as mutually agreeable to the parties.

6. Respond to, with all available officers and fireman, when possible, to all fires located within the Borough of Lebanon boundaries, and use of all means and equipment, and mutual aid as may be necessary for the saving of life and property.

7. In accordance with NJSA 40A:14-54.1, the Fire Chief, Deputy Fire Chief, or his superior officer/designee who is charged with the duty of supervising or directing operations at the scene of any fire, shall be the sole authority within the firelines established by the said Fire Chief or other Superior Officer, and likewise, in determining the appropriate amount and type of equipment and personnel needed to respond.

8. Determine that existing and future rules and regulations adopted by the Fire Department, are not in conflict with the Ordinances of the Borough of Lebanon, and its overriding responsibility to insure the general public safety; and as such, all proposed, future rules and regulations are to be presented to the Governing Body in advance of implementation, for approval through the Council's Public Safety Committee.

9. Filing no later than February 1<sup>st</sup> of each calendar year, a CPA prepared financial report on the previous year's finances, inclusive of determined insurance rating.

10. Submission of requested budget considerations to the Council no later than January 30<sup>th</sup>, next preceeding the Governing Body's fixed fiscal year beginning on July 1<sup>st</sup>. Such annual submission shall also include a proposed five (5) year plan of all equipment, apparatus, vehicles and the like, as well as detailed information on potential costs and expenses anticipated during the period.

**Section 2. Repealer.** All ordinances and resolutions or parts thereof inconsistent with this ordinance are repealed.

**Section 3. Severability.** In event that any clause, section, paragraph, or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason; it shall be deemed severable, and the Borough Council hereby declares its intent that the balance of

the Ordinance shall not be affected by the said invalidity, and the remainder shall remain in full force and effect.

**Section 4. Effective Date.** This Ordinance shall take effect upon final adoption and publication in accordance with the law.

Vote after public hearing and upon final adoption:

Burton \_\_\_\_\_

Berger \_\_\_\_\_

Baldinger \_\_\_\_\_

Cortese \_\_\_\_\_

Lance \_\_\_\_\_

Logan \_\_\_\_\_

Ordinance approved by the Governing

Body and presented to the Mayor on

\_\_\_\_\_, 2022

Veto in Whole or Part:

Approved:

\_\_\_\_\_ {or}

James Pittinger, Mayor

Date:

\_\_\_\_\_

James Pittinger, Mayor

Date:

Returned to Borough Clerk with statement attached on \_\_\_\_\_, 2022

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on February 16, 2022 and will be considered for final passage after public hearing at a regular meeting of the Borough Council of the Borough of Lebanon to be held on March 16, 2022 at 7:30 p.m. in the Municipal Building, located at 6 High Street, Lebanon, New Jersey

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Karen M. Romano, Borough Administrator/ Clerk

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY**

**ORDINANCE 2022-01**

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY TO AMEND ORDINANCE #2007-02 DESIGNATING THE LEBANON FIRE COMPANY, INC. AS THE BOROUGH'S PRIMARY FIRE PROTECTION AGENCY AND ADDING AUTHORITY AND CONTEMPLATED DUTIES AND RESPONSIBILITIES OF THE FIRE CHIEF**

NOTICE is hereby given that the above Ordinance was introduced and passed on first reading at a meeting of the Borough Council of the Borough of Lebanon, in the County of Hunterdon, State of New Jersey, held in the Municipal Building on the 16th day of February 2022, and the same came up for final passage at a meeting of the said Borough Council on the 16th day of March, 2022 at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the Borough according to law by order of the Borough Council of the Borough of Lebanon, County of Hunterdon and State of New Jersey.

Karen M. Romano, RMC  
Borough Administrator/ Clerk

**INTRODUCED: February 16, 2022**

**ADOPTED: March 16, 2022**